The Sydney Morning Herald.

"IN MODERATION PLACING ALL MY GLORY, WHILE TORIES CALL ME WHIG—AND WHIGS A TORY."

TERMS OF SUBSCRIPTION.
Sydney, Fifteen Shillings per Quarter. Single Numbers, Sixpence. Country, Seventeen Shillings and Sixpence per Quarter. Ten per cent. discount for payment in advance, and ten per cent. added if accounts are allowed to run over six months.

VOL. XXI. WEDNESDAY, AUGUST 26, 1846. No. 2892.

CASH TERMS FOR ADVERTISEMENTS;
For one inch and under, Three Shillings, and One Shilling for every additional inch for each insertion.

The only persons authorised to receive Moneys and Communications on account of the "Sydney Morning Herald" (except at the Office of Publication, Lower George-street, Sydney) are Mr. Wm. Ball *and* Mr. Alfred Fairfax, *Collectors, Sydney;* Mr. Wm. Tress, *Bathurst;* Mr. Laban White, *Windsor;* Mr. Hugh Taylor, *Parramatta;* Mr. A. W. Larymore, *Maitland and Wollombi;* Mr. John Brown, *Campbelltown;* Mr. John Coleman, *Penrith;* Mr. Thomas W. Palmer, Deputy Postmaster, *Wollongong;* Mr. Robert Craig, Cabinetmaker, *Goulburn;* Mr. Stephen Nutter, *Queanbeyan;* Mr. Thomas Hope, Deputy Postmaster, *Singleton and Jerry's Plains;* Mr. William Pritchard, Deputy Postmaster, *Liverpool,* Mr. Michael Doyle, *Berrima;* Mr. Robert Davison, *for the District of Gundagi;* Mr. Thomas Dowse, *Moreton Bay;* Mr. John Houlding, Postmaster, *Raymond Terrace;* Mr. Pierce Hegarty, *Musclebrook;* Mr. Horatio Tozer, *Port Macquarie;* Mr. Henry Alderson, *Clarence River;* Mr. J. B. Rundle, *Murrurundi and Scone;* Mr. B. C. Harrison, *Yass;* Mr. W. H. Mortimer, *Port Phillip;* Mr. Wm. B. Rhodes, *Wellington, Port Nicholson and Cook's Straits, New Zealand;* Mr. U. B. Barfoot, *Van Diemen's Land; who are provided with Printed Receipts, with the written signatures of the Proprietors,* "Kemp and Fairfax," *who hereby give Notice that no other will be acknowledged.*

The "Sydney Morning Herald" *is Published every Morning (Sundays excepted); and the Quarters end the 31st March, 30th June, 30th September, and 31st December; at which periods* only *can Subscribers decline by giving Notice, and paying the amount due to the end of the Current Quarter.* Advertisements *must specify on the face of them the number of times they are intended to be inserted, or they will be continued till countermanded, and charged to the party. No Advertisements can be withdrawn after Eleven o'clock, a. m., but new ones will be received until Nine o'clock in the Evening. No verbal communications can be attended to, and all letters must be post-paid, or they will not be taken in.*

SPECIAL NOTICE.

THE Subscribers to this Paper, and the Public generally, are respectfully informed, that the following Rules are strictly adhered to:—

In Sydney.—The Subscription is 15s. pe quarter, or £3 per annum; if paid *in advance* an allowance of ten per cent. is made. No new Subscribers can be received without paying in advance.

In the Country.—The Subscription is 17s. 6*d.* per quarter, or £3 10s. per annum; if paid *in advance*, an allowance of ten per cent. is made. No new Subscribers can be received without paying in advance. The Proprietors must be furnished at the time with a written undertaking that all future payments, both for subscription and charges of advertisements, shall be made in Sydney, or by the hands of an Agent.

In all cases, whether in Town or Country the names of persons will be struck off the subscription list, when the arrears against them have stood over twelve months, and proceedings for recovering the amount due will be instituted.

Advertisements must be paid for previous to their insertion.

GENERAL NOTICE.

THE AGENTS of this Journal, in various parts of the Colony, are as follow:—

Bathurst—Mr. William Tress.
Berrima—Mr. Michael Doyle.
Campbelltown—Mr. John Brown.
Clarence River—Mr. Henry Alderson.
Goulburn—Mr. Robert Craig, Cabinetmaker.
Gundagi—Mr. Robert Davison.
Liverpool—Mr. William Pritchard, Deputy Postmaster.
Maitland and Wollombi—Mr. A. W. Larymore.
Moreton Bay—Mr. Thomas Dowse.
Musclebrook—Mr. Pierce Hegarty.
Parramatta—Mr. Hugh Taylor.
Penrith—Mr. John Coleman.
Port Macquarie—Mr. Horatio Tozer.
Queanbeyan—Mr. Stephen Nutter.
Raymond Terrace—Mr. John Houlding, Postmaster.
Scone and Murrurundi—Mr. J. B. Rundle.
Singleton and Jerry's Plains—Mr. Thomas Hope, Deputy Postmaster.
Windsor—Mr. Laban White.
Wollongong—Mr. Thomas W. Palmer, Deputy Postmaster.
Yass—Mr. B. C. Harrison.

The Agents are furnished with the usual yellow receipts, signed by the Proprietors Kemp and Fairfax; and no others will be acknowledged as discharges for the amounts owing.

DISTRICT OF GUNDAGI.

THE SUBSCRIBERS to this Journal in Gundagi, Albury, the Ovens, &c., are informed that Mr. Robert Davison will, in future, act as the Agent for the collection of Accounts in their respective Districts.
July 31.

DISTRICT OF YASS.

THE SUBSCRIBERS in this District are informed that Mr. B. C. Harrison, of Yass, is appointed Agent; and they are respectfully requested to pay their accounts forthwith.
July 31.

SCONE AND MURRURUNDI.

MR. J. B. RUNDLE, of Murrurundi, will in future receive the accounts due to this Office in both the above Districts.
July 31.

IRON STEAMER TO THE HUNTER, THIS EVENING, AT TEN. THE *THISTLE*, *At the reduced rates.*
JAMES PATERSON, Secretary.
H. R. S. N. Co's. Wharf. 2656

"CORNUBIA" FOR THE HUNTER.

EVERY MONDAY and THURSDAY Evening, at 8 o'clock.
Cabin, 4s. Forecabin, 1s.
Kellick's Wharf. 781

STEAM TO MELBOURNE AND LAUNCESTON,

CALLING AT EDEN, TWOFOLD BAY.

THE Iron Steam-ship *SHAMROCK*, will be despatched for the above ports on Tuesday, the 1st September, At 5 p.m.
JAMES PATERSON, Secretary.
H.R.S.N. Co's. Wharf. 3038

FOR MELBOURNE, PORT PHILLIP.

THE fine fast-sailing brig *CHRISTINA*, W. H. Saunders, master, will clear for the above named port on Wednesday, 26th August, and sail on Thursday, the 27th. For freight or passage apply to the master, on board, at Armitage's Wharf, King-street; or at the office of
JOHN SMITH.
3003 Sussex-street.

FOR MELBOURNE.

CALLING AT TWOFOLD BAY

THE fine SCHOONER *PHŒBE*, Captain Bennett, sails positively on Saturday, with whatever freight offers.

Apply on board, at Dalgarno's Wharf, or to
SHEPPARD AND ALGER,
Packet Office,
2795 468, George-street.

FOR MELBOURNE DIRECT.

THE Fine Packet schooner, *MARTHA & ELIZABETH*, Captain Pockley, will have quick despatch for the above port.

For freight or passage apply on board; or, to
SHEPPARD AND ALGER.
Packet Office, 468, George-street. 3102

FOR HOBART TOWN,

TO SAIL POSITIVELY ON SATURDAY NEXT.

THE well known favourite Packet *WATERLILY*, 155 tons register, John Hayle, commander.

This vessel is now receiving cargo, and will sail as above.

For freight or passage apply on board, at the CIRCULAR WHARF; or to
JOHN MACNAMARA,
Hobart Town Packet Office,
3179 Queen-street.

FOR HOBART TOWN DIRECT.

THE NEW SCHOONER *REBECCA*, 90 tons burthen, M'Veigh, master, will clear at the Customs this day, and proceed to sea. Three or four passengers can be taken at a moderate rate, by applying on board; or to
JAMES COOK,
Commercial Wharf.
August 26. 3122

FOR ADELAIDE DIRECT.

THE SCHOONER *COQUETTE* J. Whitfield, master, will sail for the above port on the 1st September. For freight or passage apply to the Master, on board; or to
R. T. FORD,
10, Bridge-street.
Sydney, August 26. 3207

ONLY VESSEL FOR AUCKLAND.

THE well-known fast-sailing brigantine *TERROR*, W. Dunning, master, clears at the Custom House This Day, Wednesday; for cabin passage only apply on board, at Campbell's Wharf, or to
SHEPPARD AND ALGER,
Packet Office,
3177 461, George-street.

FIRST VESSEL FOR PORT NICHOLSON AND NELSON.

THE fine new Brigantine *STAR OF CHINA*, 112 tons register, John Wood, master, is now receiving cargo for the above ports, and will meet with her usual despatch.

For freight or passage apply on board, at the Circular Wharf; or, to
JOHN GIBLETT,
3188 290, Pitt-street.

FOR LONDON DIRECT,

THE first-class British-built barque, *PENYARD PARK*, 400 tons burthen, James Weller, commander.

This vessel will have quick despatch, and has excellent accommodations for passengers.

For freight or passage, apply to Captain Weller, on board; or to
FLOWER, SALTING, AND CO.
44, Hunter-street, August 17. 7182

FOR LONDON DIRECT.

THE first-class British-built ship *GANGES*, 430 tons register, Malcolm M'Donald, commander.

For freight or passage, either cabin or steerage, apply to the Commander, on board; or to
9957 J. T ARMITAGE AND CO.

FOR LONDON.

TO SAIL EARLY IN OCTOBER.

THE FIRST-CLASS British built Barque *RAJAH*, Charles Ferguson, Commander, 352 tons register. This vessel has excellent accommodations for cabin, intermediate, and steerage passengers, and has nearly all her cargo engaged. For freight or passage apply to Captain Ferguson, on board; to
ROBERT HOW AND Co.;
or to
GILCHRIST AND ALEXANDER.
Sydney, 22nd August. 2987

FOR LONDON.

THE FINE BARQUE *FANNY*, A1, 273 tons, M. Andrew commander. For freight or passage apply to the Captain, on board, or to
J. B. METCALFE.
August 17. 2645

FOR FREIGHT OR CHARTER.

THE well-known fast sailing brigantine *ARIEL*, 73 tons, will be ready to proceed to sea in a few days. Apply to Captain Sturgeon, on board, at the Union Wharf; or, to
GEORGE SMALL,
550, George-street.
August 24. 3197

FOR FREIGHT OR CHARTER.

THE fast-sailing A1 barque *HALIFAX PACKET*, E. M. Smith, Commander, 323 tons burthen, expected this month from Launceston. Apply to
C. H. B. LE SOUEF,
3189 Lower George-street.

TO CABINETMAKERS.

Commissariat Office,
Sydney, 19th August, 1846.

TENDERS will be received at this Office until Thursday, the 27th of August, at noon, for supplying the Royal Engineer Department for Barrack service with the following articles of Office Furniture, viz.:—

Office table with drawers
Office desk and stools
Chest of drawers and pigeon holes, &c.

Specifications and drawings of the articles required, and further particulars may be obtained on application at the Office of the Commanding Royal Engineer.
T. W. RAMSAY,
2887 D. C. G.

Commissariat Office,
Sydney, 25th August, 1846.

NOTICE is hereby given, that tenders, *in duplicate*, will be received at this Office, until Thursday, the 3rd proximo, at 12 o'clock noon, for the undermentioned articles, viz.:—

11,200 lbs. of Irish salted pork
6,400 lbs. of salt beef.

Sample casks of each to be sent to the Commissariat Stores.
T. W. RAMSAY,
3157 Dep. Com. Gen.

Commissariat Office,
Sydney, 25th August, 1846.

NOTICE is hereby given, that tenders, *in duplicate*, will be received at this Office until Thursday, the 3rd proximo, at 12 o'clock noon, for the conveyance of about 45 tons of stores, more or less, hence to Port Essington.

Further particulars may be learned on application at this Office.
T. W. RAMSAY,
3156 Dep. Com. Gen.

MUSICAL SOIREE.

MR. RAVAC has the honour to announce that his third Musical Soirée will take place THIS EVENING, WEDNESDAY, at the Old Court House, Castlereagh street, upon which occasion His Excellency Sir Charles and Lady Mary Fitz Roy have kindly signified their intention of being present.

Assistants.—Mr. Marsh, Mr. Ellard, Jun., Signor and Madame Carandini; and by the kind permission of Colonel Despard,

THE BAND OF THE 99TH REGIMENT.

PROGRAMME:

PART I.

1. Overture, "Fra Diavolo." *Auber*	Military Band.
2. Concertino de Bériot, Violin	Mr. Ravac.
3. Scena di Sappho, *Pacini*	Madame Carandini.
4. Duet, Piano and Violin	Messrs. Ellard and Ravac.
5. Duo di Lucrezia Borgia. *Donizette*....	Sig. and Madame Carandini.
6. La Melancolia, Pastorale for Violin ..	Mr. Ravac.

PART II.

7. Overture, Guillaume Tell. *Rossini*......	Military Band.
8. Duo, Harp and Violin	Messrs. Marsh and Ravac.
9. Ballad	Mad. Carandini.
10. Elegie, Song for Violin	Mr. Ravac.
11. Ballad	Mr. Marsh.
12. Le Carnaval de Venise	Mr. Ravac.
Railroad Gallop....	Military Band.

Tickets of admission, 5s. each, to be had of Mr. Ellard, Music Saloon; Messrs. Birnstingl and Co.; Messrs. Kern and Mader, stationers, Hunter-street; and Mr. A. Dreutler, Pitt-street.

The doors will be open at seven o'clock, commencing at eight o'clock precisely.

☞ ENTRANCE FROM ELIZABETH-STREET. 2873

SYDNEY FIRE INSURANCE COMPANY.

Chairman:—Mr. T. W. Smart.
Deputy Chairman:—Mr. Charles Kemp.
Directors:—
Mr. Thomas Holt, Jun.
Mr. Robert Porter.
Mr. R. M. Robey.
Mr. W. R. Scott.
Surveyor:—Mr. James Hume.
Secretary:—Mr. George King.

THE attention of the public is called to the advantages of insuring their property in the above Company, established on the 18th October, 1844, for the mutual indemnification of its members, under certain limitations, against loss or damage by fire.

In addition to the recent alterations in the Deed of Settlement, among the most important of which may be considered the repeal of the Average Clause,—the Directors, encouraged by the *uninterrupted success* that has hitherto attended the operations of this Company, and which has fully borne out the expectations of the founders thereof, as to the *soundness of its principles*, have, in virtue of the powers vested in them, reduced the rate of Entrance Fee from ½ per cent. to ten shillings only, upon every policy; and have also decided upon making a return of premium upon the renewal of policies, as specified below.

ADVANTAGES OF INSURING IN THIS COMPANY.

1st. Participation in a division of net profits (after reserving a fund of £10,000,) and the interest in the Capital of the Company, to which the assured are entitled.

2nd. Low rates of premium.

3rd. Ample security to the assured, considering the average amount of losses sustained by fire.

4th. The limited liability of the members, being, in the most extreme cases that could possibly occur, confined to four times the amount of the annual premium paid by each member respectively.

5th. The repeal of the average clause.

6th. The repeal of the 22nd clause of the Deed of Settlement, by which repeal the transfer of policies is made valid.

7th. The provision of the 57th clause, stipulating that the funds of the Company shall be invested in Government securities only, and that no portion shall be at any time employed in discounting private bills or notes.

8th. No extra charge on insurances effected or six or three months.

9th. The benefit to the public in general, as well as to the members, as a means of retaining within the colony *thousands of pounds* which would annually be drained from it to enrich bodies of absent proprietors in the mother country.

Finally, while directing the attention of the public to the advantages, it may not be improper to state, that under a continuance of favourable auspices for a few years, such as have hitherto attended this company, and with a rapidly accumulating fund, the expense of insuring will be very trifling to those who continue insurers.

RATES OF PREMIUM
AND
CLASSIFICATION OF BUILDINGS.

SECTION A.

First Class.—All stone or brick buildings, covered with slates, tiles, zinc, or tin, detached ten feet from any other building, when there is a parapet or party wall, or fourteen feet when the eaves project,
From 8s. to 10s. per cent. per annum.

Second Class.—Other stone or brick buildings, covered with slates, tiles, zinc, or tin,
From 10s. to 15s. per cent. per annum.

SECTION B.

First Class.—Buildings of stone or brick, covered with shingles, detached from any other building twelve feet, when there is a parapet or party wall, or eighteen feet when the eaves project,
From 10s. to 15s. per cent. per annum.

Second Class.—Other buildings of stone or brick, covered with shingles,
From 13s. to 18s. per cent. per annum.

SECTION C.

Buildings constructed of wood,
From 20s. to 35s. per cent. per annum.

All parties whose yearly policies are renewed on and after the 30th September, 1846, and all new insurers from this date, will be entitled to a return of 25 per cent. on the premium, such return to be made when the policies are again renewed.

Applications for insurance to be made to the Secretary, at the office of the Company, No. 14, Jamison-street.
GEORGE KING,
2988 Secretary.

ALLSOPS BURTON ALE.

ALLSOP'S Ale in barrels and Hogsheads, on sale by
3017 LYALL, SCOTT, AND CO.

AUSTRALIAN MUSEUM.

PERSONS who may be so obliging as to forward to Sydney specimens of Natural History for presentation to the Australian Museum, are earnestly requested to direct that they be delivered to no one but the authorised officers of the Institution, namely, to Mr. W. S. Wall, the curator, at the Museum, or to the undersigned at the Military Barracks, Sydney, by whom the receipt will on all occasions be speedily acknowledged.

By order of the Committee,
ROBERT LYND,
Hon. Secretary.
Australian Museum, New Court House.
Darlinghurst, August 24. 3081

ST. ANDREW'S CATHEDRAL.

	£ s. d.	£ s. d.
Amount already advertised		1440 0 0
Legacy from the late S. P. Jones, Esq. ..		50 0 0
The Rev. E. G. Pryce, (Maneroo)		10 0 0
Major Deedes	5 0 0	
The Lord Bishop of Australia	5 0 0	
		10 0 0
J. R. Styles, Esq., (Bungonia)		10 0 0
Collection at St. James's Church after a sermon by the Lord Bishop of Tasmania	34 10 10	
Donation from W. Bond, Esq.	2 0 0	
Donation from G. E.	1 0 0	
		37 10 10
		£1557 10 10

J. WILLIAM JONES,
3166 Honorary Secretary.

AUSTRALIAN GAS-LIGHT COMPANY.

(Under the Acts of Council, 8 William IV., and 3 Victoria.)

NOTICE is hereby given, that the next Annual General Meeting of this Company will be held at the Company's Office, Kent-street North, Sydney, on Wednesday, the 26th day of August instant, at two o'clock in the afternoon, to receive the Report of the Directors for the past half year, to consider of a dividend, to elect Directors in the stead of those who retire by rotation or otherwise, and to transact such other business as may be brought forward in conformity with the Acts and By-Laws.

By order of the Board,
R. MANSFIELD,
Secretary.
Company's Office, Sydney,
August 5. 2622

NOTICE is hereby given, that application will be made to the Honorable the Legislative Council of New South Wales, in the ensuing Session of the said Council, for leave to bring in a Bill to enable the Reverend Henry Hodgkinson Bobart, and Elizabeth Mary, his wife, and their Trustees, to grant a lease or leases of certain lands at Molong, in the county of Wellington. Dated this twenty-fourth day of August, one thousand eight hundred and forty-six.
UNWIN AND ELLIOTT,
354, Pitt-street, Sydney,
3084 Solicitors for the Bill.

THE AUSTRALIAN CLERKS' PROVIDENT SOCIETY.

President.
Stephen Greenhill, Esq.
Vice-Presidents.
Messrs. A. G. Dumas and Richard Garrett.
Treasurer.—Stephen Greenhill, Esq.
Trustees.
H. Elwin, G. P. F. Gregory, and E. Broadhurst, Esqrs.
Surgeon.—John Yates Rutter, Esq., corner of Kent and Druitt streets.

The objects of this Society are to provide for its members,
1st.—In sickness.
2nd—For widows and families of members, on the decease of the latter.
3rd.—For distressed members, their widows, and families.

SPECIMEN OF RATES IN CLASSES 1 AND 2.

First Class. Quarterly payments to assure 10s. per week in sickness.		Second Class. Quarterly payments to assure £52 per annum, for three years, to the widow, children, or other nominee of a deceased member.	
Age.	s. d.	Age.	s. d.
25 years......	4 3	25 years......	16 1
26 ,, ...	4 10	26 ,, ...	16 7
27 ,, ...	5 0	27 ,, ...	16 11
28 ,, ...	5 2	28 ,, ...	17 5
29 ,, ...	5 4	29 ,, ...	17 10
30 ,, ...	5 6	30 ,, ...	18 4

N. B.—The First Class is now in operation.

Benevolent Fund.

Assistance to distressed members of three years' standing, their widows, and families, such assistance to be regulated from time to time by the Committee of Management.

In addition to which is given the use of the situation book to members out of employment.

Persons being members of either of the other two classes, to participate in the advantages of this class, and persons not being members of the other two may participate in its privileges by subscribing such sum as may hereafter be fixed by the Committee of Management.

Proposals of Membership. Prospectuses, Rules, and every other information may be obtained, on application to the Secretary, or any member of the Committee.

The Committee meet weekly, at
No. 160, Liverpool-street.
A G. DUMAS,
Acting Secretary.
Committee Room, July 30. 1464

139, KING-STREET, NEAR CASTLEREAGH-STREET.

TEETH.

MR. FULLER, examined Surgical and Mechanical Dentist, of Paris, respectfully notifies that having commenced the practice of his profession as above, particularly invites attention to his superior method of fixing artificial teeth, from one tooth to a complete set without the least pain. From his long experience he can confidently undertake the most difficult cases at one half the usual charges.

Observe—139, King-street, near Castlereagh-street. 2391

PHONOGRAPHY.

THIS newly invented and much admired system of short-hand writing, now in general use in the mother country, taught by a gentleman in Sydney.

Terms—Two Guineas for eight lessons, being the number required to give the pupil sufficient information to commence practising the art. For further particulars apply at the *Herald* Office. 3149

THE SHIPPING GAZETTE, AND SYDNEY GENERAL TRADE LIST. No. 126.

CONTENTS:—Arrivals and Departures of Shipping for the week; Lists of Ships in Harbour; Imports and Exports for the week; Clearances; the Shipping Intelligence of the week, including News from the Outports, Port Phillip, Van Diemen's Land, South Australia, Calcutta, Tahiti, and China; Ships' Mails; Colonial Whalers at Sea; Moreton Bay; Supreme Court — Exparte Courtenay, in the matter of the *Margaret*, whaler, in a suit for wages instituted by Henry Sheppeck; Wreck of the *Dundee Merchant*; Whaling News; Piracy, Dreadful Slaughter; the Slave Trade; St. Helena; National Navies; French Naval Stations; Trip to Ipswich by water. Commercial — Colonial Produce; Produce received Coastwise; Quantity of Spirits and Tobacco in Bond; Quality, Composition, and Preservation of Butter; Result of Sales; Cockatoo Island; Australian Mines; Price Current, &c.

Terms:	£ s. d.
One copy, per quarter	0 7 6
Two copies, ditto	0 12 0
Three copies, ditto	0 16 6
Four copies, ditto	1 1 0
Six copies, per annum	5 0 0

KEMP AND FAIRFAX.
Proprietors.

TO SETTLERS AND OTHERS INTERESTED IN THE SALE OF COLONIAL PRODUCE.

MR. R. FAWCETT, Auctioneer and Commission Agent, George-street, Sydney, opposite the Barrack Gate, begs respectfully to inform settlers and others that he will sell by auction

WOOL, TALLOW, HIDES, STOCK, AND OTHER COLONIAL PRODUCE, AT A COMMISSION OF ONE PER CENT.

After the experience of the two past seasons, R. F. need not point out the superiority of this mode of sale over that of sale by private contract, the results having fully borne out an advance of from 10 to 15 per cent.

Commodious Stores for the reception of colonial produce until the day of sale.

Cash advances made immediately on the receipt of produce and supplies furnished, if required.

481, George-street, August, 1846. 2530

REGENTVILLE CLOTH FACTORY

THE Tweeds manufactured at this Establishment may be had in future of Mr. R. Fawcett, Auctioneer, 481, George-street, Sydney, who has been appointed Agent, or at the Factory, Regentville.
August, 1846. 2010

ADVERTISEMENT.

TO THE INHABITANTS OF THE PATERSON AND ALLYN RIVERS.

J. S. NIND respectfully announces that he has opened a Chemist and Druggist's Shop in the Township of Paterson, where he will supply all articles at Sydney prices, for cash.

Horse and Cattle Medicines, &c., &c.
3167

ALFRED TOOGOOD,

RAINBOW TAVERN,

PITT-STREET,

BEGS to announce to the professional and commercial men that he has fitted up a suite of Rooms on the first floor of the establishment, where every regard to their comfort and accommodation has been attentively considered.

On the tables of the principal

COMMERCIAL ROOM

will be found the leading journals of Sydney, Port Phillip, Maitland, Moreton Bay, Hobart Town, Launceston, New Zealand, and by every packet are received the most popular of the London, and also the Provincial papers of Great Britain and Ireland.

In the fitting up of this and the adjoining private rooms—where professional men, mercantile agents, captains and masters of vessels, will find every arrangement conducive to their convenience placed at their disposal—A. T. has spared no cost. And he will venture to assert that the accommodations of

THE RAINBOW TAVERN

may vie, in these regards, with any similar establishment either in this or the sister colonies.

The high character which the "Rainbow" has secured for its

WINES, SPIRITS, BEERS, AND ALES,

and also in respect to the excellence of its *cuisine*, renders it nearly superfluous on the part of the proprietor to advert to these points whilst apprising gentlemen of the arrangements he has made for the reception of his professional and commercial friends. But, inasmuch as a very inferior article i now, owing to the state of the markets, surreptitiously imposed, in too many instances, on the public, A. T. regrets the necessity of cautioning consumers against liquors, &c., sold as the genuine article, to which they have no more affinity than the Port Wine produced in Figueira has to the highest quality of the vineyards of the Alto Douro.

The visitors to the "Rainbow" have all the advantages of selection from A. T.'s large stock of choice Wines, Spirits, Ales, &c., of curious and rare quality, from his New Store in Pitt-street, adjoining the Tavern.

WINES.

Port, old crusted, of high character and full of flavour; best marks. Sherries, superior gold, pale, or brown. Madeira (West India). Champagne, first quality, and very fine. Moselle, sparkling, &c.

SPIRITS.

Brandy (Martell's). A beautiful article of pure Pale Brandy. Very fine Jamaica Rum. Gin, best Schiedam Hollands. Old Tom. Cherry Brandy. French and colonial Cordials. Champagne Cider, Lemon Syrup, &c., &c.

PORTER AND ALES.

Dunbar's and Barclay's Brown Stout. Dunbar's Ales. Bass and Co.'s pale East India Ales. Champagne Ale, &c., &c.

☞ On the Commercial Room Table a Round of Beef Lunch is placed every day from ten o'clock.

CHARGE SIXPENCE—ALE INCLUDED.
2937

SUPERIOR BLEACHED SAIL CANVAS.
On sale by
THOMAS AGARS,
188 Kent-street North.

AMERICAN Negrohead and Cavendish Tobacco for sale by
S. WILKINSON, JUN.
Macquarie-place.
August 24. 2996

NEW BOOKS,

Just Received, ex "Waverly."

THE BOOK OF COMMON PRAYER, with eight illuminated titles, and forty-two embellishments, from the paintings of Raphael, Overbeke, Poussin, and Fra Bartolomeo, each page ornamented with borders and capitals, in colours, Morocco extra

Southey's Poetical Works, complete, in one volume, and Portrait of the Author, after Sir Thomas Lawrence

Moore's (Thomas) Poetical Works, complete, in one volume, eight portraits

Byron's Poetical Works, complete, in one volume, and portrait

The above can be obtained bound in Morocco, elegant.

Strzelecki's Physical Description of New South Wales, with a geological map and figures of the organic remains, &c.

Lever's O'Donoghue—a Tale of Ireland, fifty years ago, 8vo, twenty-six illustrations

M'Culloch's Commercial Dictionary, 8vo, with a supplement, corrected to 1846, maps, &c.

Ten Thousand a Year, by Samuel Warren, F.R.S., Author of a Diary of a late Physician, 3 vols. 8vo, cloth

British Almanac and Companion for 1846, containing Abstracts of the most important public Acts of last Session, and a complete British Tariff and Customs Duties.

Watt's (Miss) Ladies' Knitting and Netting Book, including Crotchet, three series, complete

Acton's Modern Cooking, in a series of receipts, which have been strictly tested, and are given with the most minute exactness, illustrated with woodcuts

Kitchiner's Cook's Oracle, new edition

Domestic Cookery, by Mrs. Rundell, Murray's edition

W. A. COLMAN,
Bookseller and Stationer.
485, George-street,
Opposite the Barrack-gate. 3036

NEW GOODS,

SILKS, DRAPERY, HOSIERY, HABERDASHERY, &c., &c.

CHRISTOPHER NEWTON and BROTHER have received by the *Waverly*, their monthly supply of Silks, Drapery, &c., and hasten to inform their customers and the public generally, that they are really a superior selection of goods; and from the great advantages they possess in having their own agent, and importing themselves direct, they are enabled to offer the newest styles in dresses, ribbons, silks, laces, &c., that can be produced in the colony, and at such prices that cannot be equalled.

Amongst the new goods will be found an assortment of

AUSTRALIAN WOOL CREPE TARTANS.

At 16½d. per yard, quite a new article, and very choice

PRINTED CAMBRICS, suitable for children's frocks and ladies' morning wrappers

PARASOLS, the newest styles of silk and finish

SILK UMBRELLAS, from 9s. to 18s. 6d. each

The stock of Shawls is unusually good and choice in

PLAIN AND FANCY CACHMERE,

From 4s. 6d. upwards
Ditto ditto, Silk and Satin
Ditto ditto Cachmere Turnovers
Commencing at 2s.
Norwich Shawls and handkerchiefs
Silk and Satin scarfs, in endless variety, from 6s. 6d. to 35s.

LACE DEPARTMENT

Comprises every class of nets, quillings, and good laces, &c., at the usually low prices,

AN UNCOMMON BARGAIN,

One case real thread lace
all to be sold 25 per cent. under the manufacturer's cost.

RIBBONS.

The stock of ribbons is superb, and not only are the qualities rich, and the patterns good, but they are so cheap, for instance
Gauze ribbons, at 1½d., 3½d., 3¼d., 4½d.
Bonnet ribbons, at 2½d., 6d., 8d., 9d., 10d., 1s., 14d., 16d., 18d.

HOSIERY.

SMALLWARES AND HABERDASHERY,

All the requisite articles in these departments, at the lowest possible price, but yet after the very best qualities.

MILLINERS AND DRESSMAKERS,

Can always be supplied cheaper than elsewhere.

A GREAT BARGAIN.

700 PIECES LONGCLOTHS,

A most excellent material, at 3½d. a yard, well worth 5d.

500 pieces ditto ditto, a wider cloth, at 4½d. a yard, well worth 6d.: these have been bought decidedly cheap, and should command early attention

Damask tablecloths and napkins
Damask, in piece
Oil cloths, and embossed cloth covers
Coloured damasks
Flannels, furniture prints
Marseillas and summer quilts

In fact the stock of drapery would take a full weeks to enumerate, suffice it to say, that it is the most comprehensive, the best assorted, and the cheapest out of London.

REMEMBER,
THE OLD TERMS,
CASH AND NO ABATEMENT.
3048

JOHN NEWLANDS AND CO.,

(SUCCESSORS TO THE LATE JAMES NEWLANDS.)

TAILORS AND DRAPERS,

BEG respectfully to inform their friends and the public generally that they have commenced business as above (until more eligible premises can be procured) at

641, LOWER GEORGE-STREET,

Nearly opposite Mr. Holmes's, Shipping Butcher.

Be particular to the address, as there are certain parties of the same name and trade in Lower George-street, with whom the above have no connexion. 3195

BILLIARD CLOTH.

FOR Sale by the Undersigned, one new billiard cloth, best quality. Apply to
A. STEEL,
Cabinet Maker,
Castlereagh-street, near Market-street
3005

WOOLPACKS,

MADE of tow and hemp, and weighing from 9 to 10 lbs. each, for sale at the Stores of
SMITH AND CAMPBELL,
Campbell's Wharf.
Sydney, August 5. 2113

CUT NEGROHEAD TOBACCO.

THE Undersigned has the pleasure of announcing, that he is in possession of one of the most complete and complex cutting machines, on the largest scale known in London. The machine is constructed upon the most approved principles, being capable of performing from 60 to 108 cuts to an inch, receiving 16 lbs. of Tobacco at a charge, and is valued at £300.

An extensive stock is on hand of Cut Negrohead Tobacco of superlative quality (in packages,) and of every variety of fineness.

The advertiser has also obtained a stock of the finest Tobacco, unrivalled by any parcels which have formerly entered the market, and he will therefore cut none that is not of the choicest and best description; also a large assortment both in and out of bond, of the following shipments:

BARRETT'S TWIST per *Posthumous*, *Regia*, &c., &c. KEG TOBACCO per *St. George*, *Waterlily*, *Ianthe*, *Golden Spring*, *Christina*, &c., &c.

These parcels are admitted to be the finest shipments which have been brought into the Colonial Market for a considerable time, and will be offered to the public at such prices as will secure general satisfaction, and will obtain a continuance of favours.

A superior selection of fine flavoured English Snuffs, consisting of Harris's 17, Harding's 37, Princess, &c., &c., and every diversity of Scotch and Irish Snuffs of the rarest and most approved qualities.

WHITE'S small bowl pipes, in 10 and 12 gross cases.
JOSEPH SCOTT,
2312 382, George-street.

SALES BY AUCTION.

TO PARTIES ABOUT TO FURNISH.

MR. GEORGE A. LLOYD

Has received instructions from
R. Ackroyd, Esq., A.C.G.,

IN consequence of his removal to the Mauritius, to sell by auction, at his residence, Sheriff's Gardens, Macquarie-street, This Day, 26th August,
At Eleven o'clock precisely,

THE WHOLE OF HIS HOUSEHOLD FURNITURE, COMPRISING

Horse-hair sofas
Hair-seated mahogany chairs
Loo tables
Bookcase
Ladies' rosewood work tables
Dining table, cane chairs
Fenders and fire irons
Bedsteads and bedding
Washstand, stands, looking-glass
Dinner and tea sets
Kitchen furniture and utensils
With the usual assortment of requisites for a comfortable residence.
Terms at sale. 3081

TO GROCERS AND OTHERS.

MR. GEORGE A. LLOYD

Will sell by auction, at his Rooms, City Mart, 474, George-street, on
Thursday, the 27th instant,
At 11 o'clock precisely,

2 CASES London scented snuffs, in tins
1 Bag cloves
6 Bags ground pepper
1 Bale wine corks
4 Ditto ginger beer corks
12 Cases thumb blue, ¼oz.
5 Ditto starch
1 Ditto spice
57 Boxes Muscatels
3 Cases salad oil, pints
2 Casks pudding raisins
2 Kegs roll sulphur.
Terms at sale. 3132

SHIP'S CHRONOMETER.

MR. GEORGE A. LLOYD

Will sell by auction, at his Rooms, City Mart, 474, George-street,
On Thursday, 27th Instant,
At eleven o'clock precisely,

A VERY SUPERIOR TWO DAY CHRONOMETER, by Parkinson and Frodsham, London.
Terms at sale. 3131

TEA,

NOW LANDING.

MR. GEORGE A. LLOYD

Will sell by auction, at his Rooms, City Mart, 474, George-street,
On Thursday, the 27th Instant,
At eleven o'clock precisely,

18 CHESTS CONGO
27 boxes ditto
8 boxes green tea
Terms at sale. 3130

WOOL.
SHERRY WINE.

MR. GEORGE A. LLOYD

Will sell by auction, at his Rooms, City Mart, 474, George-street,
On Thursday, 27th Instant,
At Eleven o'clock precisely,

1 BALE WOOL
1 quarter-cask Sherry.
Terms at sale. 3194

COFFEE.

MR. GEORGE A. LLOYD

Will sell by auction, at his rooms, City Mart,
On Thursday, 27th instant,
At eleven o'clock precisely,

2 TONS very superior COFFEE, in lots to suit purchasers.
Terms at Sale. 3193

FRENCH PLUMS,
POST PAPER,
ALUM.

MR. GEORGE A. LLOYD

Will sell by auction, at his rooms, City Mart, 474, George-street,
On Thursday, 27th Instant,
At eleven o'clock precisely,

50 REAMS blue wove post paper
20 Boxes French plums
1 Ton lump alum
9 Bags ground ditto
Terms at Sale. 3192

EXTENSIVE AND VALUABLE SOAP PLANT.

MR. GEORGE A. LLOYD

Will sell by auction, at his Rooms, City Mart, 474, George-street,
On Saturday, 29th Instant,
At Eleven o'clock precisely,

A VALUABLE Soap Plant, consisting of—
2 Boilers, capable of containing 2 tons each
2 Extra bottoms for each
Soap frames
Buckets
Stirrers
With every requisite for carrying on the business in the most extensive scale.
Terms at sale. 3191

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SHIPPING INTELLIGENCE.

PROJECTED DEPARTURES.

Souvenir, for Port Phillip; *Terror*, for Auckland; *Scout* and *Rebecca*, for Hobart Town, this day.

Mary Ann, for Wellington; and *Christina*, for Port Phillip, to-morrow.

Carysfort, H.M.S., for Valparaiso, on the 29th instant.

Emerald Isle, for Calcutta, on the 1st proximo.

SHIPS' MAILS.

Mails will be closed at the Post Office as follows:—

For Hobart Town.—By the *Waterlily*, on the 29th instant, at 6 P.M.

For Auckland.—By the *Terror*, this day, at 6 P.M.

For Calcutta and England.—By the *Emerald Isle*, Post Office Packet, on the 31st instant.

For Mauritius.—By the *Tenasserim*, on the 31st instant, at 6 P.M.

For Port Nicholson and Nelson.—By the *Star of China*, on the 29th instant, at 6 P.M.

COASTERS INWARDS.

August 25.—*Sarah*, 49, Anderson, from Lake Macquarie, with 30 tons coals; *Edward*, 29, M'Cartney, from the William River, with 600 bushels maize, 500 bushels wheat; *Neptune*, 15, Orpen, from Brisbane Water, with 7000 feet timber; *Prosperous*, 18, Edwards, from Lake Macquarie, with 20 tons coals; *Echo*, schooner, 22, Reynolds, from Newcastle, with 29 tons coals.

COASTERS OUTWARDS.

August 25.—*Sarah*, 49, Anderson, for Lake Macquarie, in ballast; *Harriet*, 35, Kemble, for the Richmond, in ballast; *Neptune*, 15, Orpen, for Brisbane Water, with sundries; *Prosperous*, 18, Edwards, for Lake Macquarie, with sundries; *Beppo*, 22, Reynolds, for Newcastle, with sundries.

IMPORTS.

August 25.—*Coquette*, schooner, 72 tons, Captain Whitfield, from Adelaide: 3 casks shoe thread, 50 bundles iron, J. Billerwell; 316 bags sugar, 265 bags barley, 3 casks arrowroot, 1 ton hay, 14 bags wheat, 4 hogsheads brandy, Order.

August 25.—*Daniel Watson*, brig, 103 tons, Captain Watson, from Hongkong *via* Manila: 601 chests and 216 half-chests black tea, 224 chests hysonskin tea, 25 packages green tea, 25 packages black tea, 27 cases hats, 1 case fans, 6 cases silks, 4 cases lacquered ware, 130 cases sweetmeats, 30 cases soy, 1 case silk, 1 case toys, Brown and Co.; 1 pagoda, T. Watson.

The steamer *Sovereign*, and the schooner *Rebecca*, came off the Patent Slip yesterday, having undergone the necessary repairs. The *Thomas Lord* is about to go on the Patent Slip to have her bottom examined.

The "Slains Castle."—We are requested to state, that this vessel will sail punctually on the 5th proximo.

DIARY.

MEMORANDA FOR THIS DAY.

August.		Sun, rises	sets	High water morn	even.
26	Wednesday	6 26	5 34	12 6	12 30

Moon: First quarter, 23 m. past 8, A.M., Aug. 30.

TO CORRESPONDENTS.

We shall decline inserting any further correspondence respecting the best line for a railway to Goulburn until the country has been accurately surveyed.

THE
Sydney Morning Herald.

WEDNESDAY, AUGUST 26, 1846.

Sworn to no master, of no sect am I.

THE *PORT PHILLIP HERALD*.

About three weeks since the *Port Phillip Herald* accused us of wilfully misquoting from the revenue tables, for the purpose of misrepresenting the comparative state of the revenue of the Sydney and Port Phillip districts. We lost no time in rebutting such a scandalous charge, and showed that so far from there being any wilful mistake, the figures were strictly correct. Having done this, we waited with some curiosity for our Port Phillip contemporary's explanation, and here it is:—"Error.—In the hurry of comparing the last Quarter's Revenue of Sydney with that of Port Phillip, through the column of increase being placed in the Sydney table in the same line as the column of decrease in the Port Phillip table, we inadvertently made an attack upon our northern contemporary, the *Sydney Herald*. In frankly acknowledging, and apologising for the error, we cannot help regretting our having imputed upon a causeless occasion that of which Port Phillip has too often had good enough occasion to complain." This may account for the error in the computation, but does not apologise for the gross imputation upon the character of this journal of having wilfully distorted official documents, nay the insult is repeated, for it is asserted that Port Phillip "has too often had good enough occasion to complain." This, so far as the *Sydney Morning Herald* is concerned, we most emphatically deny, and we challenge our contemporary to name any misrepresentation of facts on the Port Phillip Separation question. That the arguments in the *Herald* have been distasteful we are of course aware; but we deny any misrepresentation, and consider that the *Port Phillip Herald* stands convicted of slander and misrepresentation.

LAW INTELLIGENCE.

SUPREME COURT.—Nisi Prius Sittings.

Tuesday.

Before His Honor Mr. Justice Dickinson and a Jury of four.

M'CARRON v. MOORE AND OTHERS.

The Solicitor-General applied to have the above case struck out of the paper, upon several grounds, the substance of which were, that after having been struck out on a former day, in consequence of the plaintiff not being prepared to go on, the latter had irregularly set it down for trial this morning.

His Honor was of opinion that he had no jurisdiction to entertain the application.

HUDSON v. HEWSON.

This was an action of assumpsit, by which the plaintiff sought to recover £300 for use and occupation, and for goods sold and delivered, &c. To this declaration the defendant had set up a variety of pleas; but that on which the case principally turned was a plea of set-off.

Mr. Purefoy appeared for the plaintiff, and the Solicitor-General for the defendant.

It appeared from the evidence that the plaintiff and defendant in this action were relatives, residing in the town of Newcastle, and the claim for use and occupation, which formed part of the plaintiff's demand, arose from the tenantcy of the defendant of an inn in that town, known as the Woolpack Inn, for which £90 per annum was charged. On the part of the plaintiff it was shown that the inn had been occupied by the defendant, and that certain fittings and articles of furniture had been placed in the house at the cost of the plaintiff, but there was no distinct evidence as to the value of these articles. On the other hand, a witness was called, who stated that he had heard the plaintiff express an intention of allowing the defendant to occupy the house rent free, and receipts, &c., bearing the signature of the former were placed in evidence, for the purpose of showing that this claim for rent had not been asserted at the time the parties were settling their accounts. A promissory note for £50, in favour of the defendant, which several witnesses expressed their belief had been made by the plaintiff, was also placed in evidence. The making of this note, however, was disputed by the plaintiff's counsel, and the note itself was impounded by the Court upon his application; but no evidence was adduced to invalidate the *prima facie* proof that the plaintiff was the real maker of the instrument.

His Honor having briefly summed up, the Jury, after a few minutes' consideration, found a verdict for the defendant upon all the issues.

M'CARRON v. MOORE AND OTHERS.

This was an action of trespass, in which Patrick M'Carron was the plaintiff, and Samuel Moore, William Thornton, and Thomas Holt, jun., Esqs., were defendants. The declaration alleged that on a day therein named the defendants had assaulted the plaintiff, &c., and had caused him to be conveyed to gaol, where he was imprisoned for the space of eighteen days. There was likewise a count for a separate trespass, by the seizure and sale of the plaintiff's goods, and the damages of the latter were laid at £1600. To this the defendants had pleaded the general issue.

Messrs. Foster, Windeyer, and Darvall, appeared for the plaintiff; and the Solicitor-General for the defendants.

It appeared from the evidence, that the plaintiff was a publican, residing on the Liverpool Road, and the defendants were magistrates of the territory, residing in the district of Liverpool. On the part of the plaintiff it was shown that the latter had been arrested and imprisoned in Parramatta gaol for the space of time named in the declaration, under a warrant signed by the three defendants. This warrant being an informal document, the plaintiff was brought before the Judges by *habeas corpus*, and was discharged; but the warrant itself purported to have been issued in consequence of a breach by M'Carron of the 33rd section of the 2nd Victoria, No. 18.

The plaintiff's case having been closed, a nonsuit was moved for by the Solicitor-General, upon the ground that there was no evidence of malice or corruption as was required by law in all cases where a defendant had acted *bonâ fide* in a magisterial capacity; and that the suit was not shown to have been commenced within the time limited by law, for the initiation of proceedings of this nature, after the causes of action had accrued. After some argument upon these points, however, His Honor expressed his opinion that the case must go to the jury, conceiving that evidence must be given to show the character in which the defendants had acted, and that the point as to the action not having been commenced in due time was one which, although it would form a good answer to the plaintiff's action, would not constitute a sufficient reason for a nonsuit.

The Solicitor-General then addressed the jury for the defence, stating, that he should be prepared to show an actual conviction of the plaintiff for a breach of the Licensing Act, and that the latter had already obtained sufficient benefit from the informal wording of the warrant of commitment, by procuring his discharge from Parramatta Gaol, in which he was properly imprisoned.

By the evidence which was then given on the part of the defendants, it appeared that an information was exhibited against the plaintiff before the Liverpool Bench in September, 1845, for a breach of the 33rd clause of the 2nd of Victoria, No. 18. This information was exhibited by the then chief constable of the district, and the specific offence charged was that of permitting gambling to be carried on in his house. Evidence was taken at some length, and the Bench having found M'Carron guilty, sentenced him to pay the mitigated penalty of £10 and costs. Seven days' time was allowed for the payment of this amount, and at the end of that time an execution was issued, under which certain property of the plaintiff's was sold. The process of this execution falling short of the amount, the warrant before mentioned was issued for the arrest of the plaintiff, who was committed to gaol for two months, and remained there until discharged by *habeas corpus* on the 8th of November, 1845. It likewise appeared that the action had not been commenced until the 16th of April, 1846.

Mr. Foster, in reply, contended, that the proceedings and conviction which had been given in evidence would not advance the case which the defendants were bound to make out: for the conviction appeared to be signed by two magistrates only, whereas the warrant recited a conviction by three magistrates. The learned gentleman also commented strongly upon the irregularities appearing on the face of the warrant itself, and upon the necessity of enforcing some degree of regularity in summary proceedings of this nature.

His Honor briefly summed up, remarking to the Jury that the material question for their determination was, whether the defendants had acted *bonâ fide*, and without malice or corruption: for if they had thus acted, they were not liable in an action of this nature; although they might have committed an error in point of form, or might even have mistaken the law. It was for the plaintiff to prove the negative of this, and if the Jury should think that the defendants had so acted, then the case must necessarily be at an end, as the plaintiff had failed to bring his action, as required by law, within three months after the time at which the grievances were said to have been committed.

The Jury, after a few minutes' consideration, found a verdict for the defendants.

Equity Jurisdiction.

Before His Honor Mr. Justice Therry.

W. CUMMINGS v. W. H. MACKENZIE AND OTHERS.

His Honor pronounced Judgment in this case as follows:—

This application purports to be one for altering and varying the minutes of a decree pronounced in this cause upon the 23rd of June last. From that decree a notice of appeal was given; but from an omission to take requisite preliminary steps, it could not be prosecuted with effect. Under a notice of motion to vary and alter minutes, the same or nearly the same object is sought to be secured, and as the decree cannot now be altered by appeal to the full Court, the comprehensive character of the changes proposed to be made, is such, that if they be adopted to the extent that is required, it would amount virtually to a repeal of the whole decree, and thus the end aimed at by an appeal to the full Court may be attained by a reversal of his own decree by the Judge who made it. I have already intimated I would not entertain that part of the application by which it was asked that I should order an injunction to restrain the defendants from proceeding in an action of ejectment, or proceeding in any action in law upon the sureties mentioned in the bill, or from selling the mortgaged premises. A mortgagee has a right to pursue all his remedies at once, nor has the mortgagor a right to complain that his mortgagee uses the means for his protection with which his own diligence and the consent of the mortgagor have provided him. It would require much stronger grounds and reasons than have been shown here to justify a Court in saying to a mortgagee—"True you have these various remedies, but you shall not use them." Though the mortgagee may avail himself of all his remedies, he cannot enjoy the fruit of them all. They are only available to him for the purpose of repayment of the money due to him. If he enters by ejectment, he is accountable for the rents and profits of the land he enters upon; and if he receives more of the rents and profits than he is entitled to, or if he sells the property for more than the amount for which he has a just claim, he is regarded in the light of a trustee for the mortgagor for the surplus. Having declined to order an injunction, the part of the judgment on which I was next and most urgently pressed to alter and vary the minutes, was, by striking out the declaration, that W. Henry Mackenzie had performed his part of the contract, for the purchase of cattle from him by the plaintiff, in February, 1839. It was urged that I was not called upon to declare anything with regard to the fulfilment of this contract. It is true the words "specific performance" do not occur in the bill, but the bill prays in express terms that the account should be taken on the footing that the plaintiff should be credited with such amount of principal and interest, as may be found to be due to him, at the rate of four pounds per head, for deficient delivery. To have justified me in directing an account on this footing, I must have been first satisfied and have arrived at the decision, that Mackenzie had not performed his part of the contract. Indeed, the whole bill was framed on the assumption that he had not performed it. On the other hand, it was contended, that whatever was necessary to be done under his contract, had been done by Mackenzie; it was, in fact, the main point in dispute between the parties. It was because I was satisfied that Mackenzie had performed his part by the delivery of all the cattle he was bound to deliver to the plaintiff, that I directed the account to be taken in the manner mentioned in the decree. It was contended that I should have directed an enquiry before the Master, or an issue at law, to determine whether or not the contract had been performed; but I saw no sufficient reason for directing an inquiry upon a point on which I had abundant facts before me. In many cases, as in an inquiry into title, no doubt the Court directs an inquiry by the Master before it establishes the title; but both the full and ample evidence before me, by parol admissions of the plaintiff, by his own letters, by the recitals and acknowledgments expressed in a solemn deed, under his hand and seal, that whatever the contract was between him and Mackenzie, Mackenzie had performed his part. I needed no further inquiry, and entertained no doubt which would have called on me, or indeed justified me in directing an issue at law as to whether or not this contract had been performed. In fact, it was the foundation of the whole decree; and being satisfied in my own mind of the relation of the parties, I see no sufficient reason why. I should hesitate to declare that relation. It has been suggested, that this declaration may give embarrassment in proceeding by an action at law, on Mackenzie's account, if the plaintiff should be disposed to do so. If the view of the plaintiff's counsel, however, be right, that the declaration is an extra-judicial one, any injunction that might issue in consequence of that declaration would be dissolved for irregularity, or for the exercise of an excess of authority. Much more weight than it is entitled to, appears, I own, to me, to be attached to the declaration: for the meaning and substance of it is as clearly implied in the decree itself, as it is expressed in the declaration that precedes the decree. Upon the whole, I cannot adopt any of the changes suggested in this motion, and I am further of opinion, that if such changes were to be made at all, they ought not not to be made on a mere motion to alter and vary minutes, but on a rehearing or appeal. Motion refused with costs.

RE ROSINA WILSON.

His Honor dismissed both the petitions which had been presented in this matter, in order to afford the parties concerned an apportunity of appealing to the full Court against his former decision herein, as to his possessing no jurisdiction in cases of infancy.

Business for To-Day.—Besides the sitting of the Judge in *Nisi Prius*, at ten A.M., the Court will sit in Insolvency, at eleven, to dispose of such business as may be brought before it.

DOMESTIC INTELLIGENCE.

INSOLVENCY PROCEEDINGS.

Tuesday.

PROOF OF CLAIMS.

A special meeting was held in the estate of Henry Terry Sheldon, yesterday, at which the assignees of William Bickley, of Calcutta, proved a claim for £519.

An adjourned special meeting, which had been called in the estate of John Terry Hughes, was again adjourned for a week.

There are no meetings entered for to-day or to-morrow.

THE GOVERNOR'S INSPECTION OF PUBLIC INSTITUTIONS.

Yesterday, His Excellency the Governor Sir Charles Fitz Roy, accompanied by the Colonial Secretary and Count Karoli, visited the following public institutions and Government Offices, viz.,

The Australian Subscription Library.—Pursuant to previous arrangements His Excellency was received by Alexander M'Leay, Esq., M.C., President of the Association, the Rev. Dr. Ross, Honorary Secretary, and the other members of Committee. After inspecting the library and reading rooms, as well as the other apartments in the building, Sir Charles expressed his satisfaction at seeing such an institution in so advanced a stage in so young a colony, and appeared to be much pleased with the structure and arrangements of the interior of the building, as well as of the number of valuable works (amounting to about 14,000 volumes) which it contains. The party next proceeded to the

Council Chambers, Macquarie-street, where His Excellency was received by the Speaker and several of the members, together with the Clerk of the Council, the Private Secretary, &c. The party passed through the Council Chamber, where the public business is transacted, and the Committee rooms, that occupied by the Library, and the different appartments occupied by the clerks and others employed in the department of the Council Chambers. Previous to quitting the Council Chambers, His Excellency was pleased to express his approbation of the arrangements, and of the order in which he found the premises.

The General Hospital and Medical Stores adjoining the Council Chambers, were next entered, where His Excellency was received by Dr. Dawson, Deputy Inspector-General of Hospitals; Mr. Richardson, Colonial Surgeon; Mr. Croft, Purveyor; and the other officers of the department. The party having inspected the stores, the wards of the hospital (containing in all one hundred and ten inmates), and the other appartments of the building. His Excellency, before leaving, intimated that he was gratified to find that the arrangements were such as he approved of, and then proceeded to the adjacent buildings occupied by the

Sydney Dispensary and Infirmary, and was received by Mr. M'Leay, the President, the Directors, and Medical Officers. His Excellency went over the wards and dispensary, and expressed himself as gratified with the cleanly and orderly appearance of both the wards and patients. His Excellency seemed much pleased with the arrangements for conducting the dispensary, and it is hoped that this is only the first of a series of visits to this Institution, which requires, as it has received, the fostering aid of the public, and of persons in authority. The party then proceeded to

Hyde Park Barracks, where it was received by Captains M'Lean and Innes, the men in the barracks being drawn up and mustered in the yard. After passing through the rooms occupied by the clerks, &c., in transacting the business of the department, the sleeping rooms of the prisoners were inspected.

The party proceeded on horseback from Hyde Park Barracks to the Benevolent Asylum, where they were received by the Rev. Dr. Cowper, President of the Institution, the Attorney-General, the Mayor, and about fifty gentlemen, members of the Committee of Management, medical officers, and subscribers of the same. His Excellency having inspected the inmates, wards, and other apartments in the building, was pleased to intimate to the Mayor (who was pointing out to his Excellency that upwards of two-thirds of those enjoying the benefits of the Institution had been convicts) that he would do what he could in order to extend the period during which the Government contemplates aiding the funds of the Benevolent Society, and that the necessary steps would be taken for giving as ample aid as possible from the public purse. His Excellency was also pleased to intimate, that any application by the Society for compensation for any portion of its land, which may be required in carrying out the extension of George-street to Chippendale, as at present contemplated, would be considered in as favourable a light as the circumstances may admit of. His Excellency on remounting with his attendants, rode along the north side of the burial-ground, turned into the yard of the mounted police stables, where a few minutes were passed, after which they returned to Government House.

METEOROLOGY.

(Compiled expressly for the Sydney Morning Herald.*)*

METEOROLOGICAL REPORT, SOUTH HEAD, FROM 18TH TO 24TH AUGUST, 1846.

Date.	Moon's age.	Barometer. 8½ A.M.	Barometer. 2½ P.M.	Barometer. Sunset.	Barometer. 9 P.M.	Attached thermometer. 8½ A.M.	Attached thermometer. 2½ P.M.	Attached thermometer. Sunset.	Attached thermometer. 9 P.M.	Detached thermometer. 8½ A.M.	Detached thermometer. 2½ P.M.	Detached thermometer. Sunset.	Detached thermometer. 9 P.M.	Wet ther. at 2½ P.M.	Rain fallen.	Winds.
Tuesday 18	26	30 083	30 004	29·950	29·922	61	62	62	62	60	62	60	61	61	0 23	N.
Wednesday 19	27	29 803	29·674	29·602	29·593	61	61	59	58	60	58	57	55	58	1·10	N., N. by E., N., N.N.W., N., N.W.
Thursday 20	28	29·544	29·551	29·592	29·694	55	56	56	55	52	52	52	51	52	2·04	S.S.W., S., S. by W., S.
Friday 21	29	29·708	29·623	29·677	29·730	54	56	54	54	49	56	53	49	54	...	W.S.W., S. by W., S.W., W.S.W.
Saturday 22	● 9·29 A.M.	29·748	29·733	29·745	29·822	54	57	56	55	51	56	55	51	55	...	W.S.W., S.E., S.W.
Sunday 23	1	29 853	29 861	29·866	29·930	53	57	55	54	47	57	54	50	54	...	W. by S., S.E. and calm.
Monday 24	2	29·990	29·964	29·957	29·994	52	57	57	56	47	60	56	53	54	...	S.W. by W., S.W.

GENERAL REMARKS.

Tuesday 18.—A dead calm prevailed all the fore and middle part, atmosphere foggy and dirty, with a drizzling rain; about 5 P.M. wind began to rise from north, blew in gusts heavily with rain, during the evening, then grew quite tempestuous till after midnight; but little rain latter part night.

Wednesday 19.—After seven o'clock a fresh north wind and a steady rain all forenoon; about one o'clock wind shifted to north-north-west for a while, then reverted north, and again backed to north-west; after three o'clock wind moderated, and weather cleared up by degrees; stars shining through a perfectly cloudless atmosphere after eight o'clock.

Thursday 20.—Between three and four, A.M. clouded over thickly from south-south-west, with squalls of wind and rain, and set in to blow with much violence in gusts, with heavy driving rains, and thus continued without any intermission through the day; at eight A.M., wind got due south, where it remained, blowing in heavy gales all middle part; a short cessation about eight P.M., then again set in violent squalls with rain from the west of south till towards midnight.

Friday 21.—Latter part night wind sank and clouds disappeared; after ten o'clock wind southed, light breezes and continued light all day; atmosphere bright with fleecy cirro-cumulus; night beautifully clear. The zodiacal light was presented this evening with considerable brightness.

Saturday 22.—Light west-south-west breezes early part; afternoon a calm, (vane south-east), a beautifully clear atmosphere all day and night, and very agreeable weather.

Sunday 23.—Gentle breezes forenoon, calm and light airs afternoon; mild delightful weather, bright cloudless sky; a little after six P.M. a brilliant meteor made its appearance in the zenith a little to eastward, and moved steadily in a north by west direction for some distance, and after emitting several scintillations in its wake disappeared; another particularly bright and rather large one, at about 6·30 made its appearance in east-north-east, and moved horizontally with a slow steady motion in a south-west direction, when it vanished, not so abruptly as many do.

Monday 24.—Light airs and calm throughout this day and night; sky without a cloud, and beautifully clear.

MULTUM IN PARVO.

(From late Australasian Papers.)

A Mr. Myers Cohen, a Jewish Rabbi, had arrived at Hobart Town by the *Psyche*, to minister the rites of the Hebrew Church in the colony, and his talents and learning are highly spoken of.—The 51st Regiment embarked for India on the 8th of August, from Hobart Town, in the ships *China* and *Agincourt*. A large number of the townspeople were assembled to witness their departure, and a general feeling of deep regret was observable amongst all classes.—The *Hobart Town Courier* states, that the best labourers are still hurrying away from the colony.—The Hobart Town subscription to the London Agency of Van Diemen's Land amounts to about £120 per annum.—Speaking of the Government of Sir George Gipps, the *Port Phillip Gazette* says, during the whole of his extended term of Government he never did one kind or generous action to the Port Phillip district.—The total amount of the proceeds of the land sale, held at Melbourne, on Wednesday, 12th of August, was £6598 4s. 10d.—Great complaint is made of the coldness of the Supreme Court, at Melbourne, the allowance for fuel having been spent; and, speaking of the parsimony thus displayed, the *Gazette* says, "such pitiful conduct is beneath contempt, though it is of a piece with other matters, which cannot be remedied till separation be obtained!"—The whole of the Western Port District is stated to be under water, arising from late floods.—The magistrates of Melbourne have decided that any constable or other inhabitant of the town possesses the privilege of destroying any of the canine species not under proper control.—The Irish relief fund at Melbourne amounted to nearly £450, and a most respectable committee was appointed to continue the exertions which had been so well commenced. The funds collected were to be forwarded to the Protestant and Roman Catholic Archbishops of Dublin, for distribution amongst the suffering Irish, without distinction as to creed.—A scheme for introducing 150 European emigrants from New Zealand, at the rate of £2 per head, to be raised by public subscription, had been set on foot at Melbourne.—The blacks at Port Albert have of late been very troublesome, killing horses for the sake of their flesh, of which they have become very fond. A horse belonging to Mr. Oakden, imported at a cost of 450 guineas, had been thus destroyed.—The members of the Melbourne Club had contributed the sum of £12 2s. to the St. James's Visiting Society.—Several jurors at the criminal sittings of the Supreme Court at Melbourne have proposed to devote their fees to the Irish Relief Fund.—A company has been actually formed at Liverpool for the construction of a railway from the new (Prince's) bridge over the Yarra to the beach, and Mr. Lennox was engaged in the necessary survey. The importance of the work is estimated very highly.—The address of congratulation to His Excellency Sir Charles Fitz Roy, from the Town Council of Melbourne, has been referred to a Committee to be re-considered.—The £5 scrip of the Burra Burra mines, South Australia, was quoted at £80 on the 11th of August.—The current price of wheat in Adelaide on the 11th instant was 6s. 6d. per bushel, and of fine flour £18 per ton.—A Company is projected at Adelaide for the smelting of copper ore; and at the first meeting considerable interest in the scheme was manifested.—Some natives of the Mount Arden tribe had been brought in by Corporal Kenny of the Mounted Police, charged with having murdered Mr. Tennant's shepherd.—A Mutual Fire Assurance Company has been formed at Adelaide, and is only waiting instructions from Sydney to commence operations.—The township of Burra Burra is assuming a handsome appearance—22 stone houses have been already built.—A national system of education had been introduced into Western Australia.—Hops are raised at Mypunga, South Australia, said to be equal to any English grown; the price paid for English hops is £400 per ton, whilst the native grown can be raised for £50.—On the 4th instant, an extraordinary shoal of whales appeared in Encounter Bay—of which Messrs. Wilde and Howard's party captured four, and could have taken more had they been provided with anchors—this makes twelve fish captured during the season, which have produced about 100 tuns of oil.—A Gas Company is in course of formation at Adelaide.—A smelting company, with a capital of £10,000, had been formed at Adelaide.—Nineteen hundred and sixty-four tons of copper ore were exported from South Australia in the quarter ending July 5.—Captains Wilmot and Nugent, who had been on an exploring expedition into the interior of New Zealand, had returned in safety. Some fears had been entertained for them.—Sixty natives of New Zealand were said to have been killed by a sudden eruption of lava about sixty miles north of Cook's Straits.

ABSTRACT OF SALES BY AUCTION THIS DAY.

Mr. G. Seymour.—At his Mart, the Bull's Head, George-street, at 12 o'clock, Gigs, Carriages, and Horses.

Mr. G. A. Lloyd.—At the Residence of R. Ackroyd, Esq., Sheriff's Gardens, Macquarie-street, at 11 o'clock, Household Furniture, &c.

Mr. R. Fawcett.—At his Rooms, at half-past 10 o'clock, Ironmongery, Tinware, Nails, Brushware, Perfumery, &c.

Mr. S. Lyons.—At his Mart, at half-past 10 o'clock, damaged Flour; at 11 o'clock, Groceries, Wines, Brandy, Watch Glasses, Razors, Gig Harness, Watchmakers' Materials, Cutlery, &c.

Mr. Stubbs.—At his Mart, at 11 o'clock Mail Coach, Carriages, Gigs, Carts, Drays, Stores, &c.; at half-past 11 o'clock, Land in the Village of Kensington, South Australia; on the Premises, near Park-street, at 12 o'clock, two Houses in Pitt-street.

Mr. Mort.—At his Rooms, at 12 o'clock, City Properties, 560 Acres of Land in the County of Durham, Sheep and Station at Liverpool Plains.

COUNTRY SALE.

Mr. J. Byrnes.—At Bungarrabbee, August 28, Household Furniture, Carriages, Harness, Horses, Working Bullocks, Cows, Carts, and Farming Implements.

Ravac's Concert.—Mr. Ravac gives his third concert this evening. We have expressed our opinion of this gentleman's merits as a musician so decidedly, that we can scarcely say more than we have done. No description can make an unprofessional reader understand the beauties of his performance on the violin. He must be heard to be appreciated. His Excellency the Governor and Lady Mary Fitz Roy intend honouring Mr. Ravac by their presence.

Court of Claims.—The Commissioners will investigate the following special claims to land, on Monday next, at eleven o'clock. Special case No. 1256. William Henry, of Lane Cove, claiming 1000 acres of land at Lane Cove, in the parish of Gordon, on an alleged verbal promise of Governor Macquarie. No. 1257. John Hickey, of Maitland, claiming 100 acres of land near Maitland, on an alleged verbal promise of Governor Darling.

Bank of New South Wales.—At a meeting of directors, held yesterday, at the Bank of New South Wales, Robert Campbell, Jun., Esq., was re-elected President, and John Rose Holden, Esq., was elected Vice President of the institution for the ensuing year.

Election of Alderman.—At the election of the Alderman for Gipps Ward, which took place on Saturday last, the following members of the City Council voted:—For Mr. Thurlow, Alderman Wilshire; Councillors Cowlishaw, Sillitoe, Smidmore, Jenkins, Ryan, Pawley, Driver, and Brown. For Mr. Little, Aldermen Broughton and Macdermott; Councillors, Titterton, Josephson, Hill, Neale, Fisher, and Hyndes. For Mr. Fisher, Alderman Allen; Councillors Iredale, Little, Agars, and Wilkie.

Base Coin.—During the present week, a number of dealers and shopkeepers have been imposed on by persons passing counterfeit sixpenny and three-penny pieces; the imitations are good, and not easily detected. On Monday last, Mr. Jenkins, butcher, residing at the corner of King and Sussex streets, gave Ann Sill in charge to constable Fox, for passing two imitation sixpenny pieces on him; she was brought before the Bench yesterday, when the prosecutor deposed, that on the preceding evening the prisoner entered his shop, and purchased a piece of mutton, for which she paid him with a coin purporting to be a sixpence, which he put in his pocket without paying much attention to it; she then spoke a little with another woman, who also purchased some meat, paid for it by a sixpence, and both then left the premises. A few minutes after he saw the prisoner and the other woman speaking together in the street, a short distance from his door, after which the prisoner returned and made a purchase of some salt meat, remarking that she did so for her husband's supper, as he did not like fresh meat; after the beef had been delivered to her, she again tendered another sixpenny piece, which the prosecutor happening to feel between his thumb and finger, discovered to be a piece of base metal; on telling her it was a bad one, she pulled out a handful of silver money, and gave him a good one in exchange for it. He then examined the money in his pocket, and found that there were but two sixpenny pieces amongst the cash he had, and both of them were counterfeits, on which he called constable Fox, and gave the prisoner in charge to him. The prisoner, in defence stated, that she had only arrived on the preceding day from Bathurst, and having sold a load of hay to a man, he paid her for it in silver, amongst which she got the sixpences she had given to the prosecutor. She was committed for trial.

Alleged Highway Robbery.—On Sunday last, a man called on J. Obey, the keeper of the toll-gate on the Parramatta Road, and stated that he had been stopped by a man on the road near Annandale, who had taken from him 2s. in money, and a walking stick, with which he immediately after ran off.

A Double Conviction.—George Shefton, a convict under sentence, was brought before the Hyde Park Barrack Court, on Monday last charged with stealing two turkeys, from Campbell-street on Wednesday last, and which he had offered for sale to Haylock, the poulterer, of Market-street, at a price far under their value; in consequence of which, he was given in charge to constable Fox, on Friday last. It appeared by the evidence, that the turkeys were the property of Mr. Driscoll, of Mr. Brenan's office, and had been stolen from his residence in Campbell-street; as the case was clearly made out against the prisoner, he was ordered to be worked in irons for twelve months. About ten days ago a quantity of wearing apparel was stolen from the house of a man named Grace, in Sussex-street, the property of Daniel Macdonnell, one of his lodgers; as a portion of the stolen property was traced to the possession of Shefton, who could not satisfactorily account for the same, he was also convicted of this offence, and sentenced to be worked in irons for another twelve months, in addition to his sentence for stealing Mr. Driscoll's turkeys.

Police Business.—Tuesday.—This Court was opened before Captain Innes, and closed at eleven before the Mayor and Alderman Broughton. There were twenty-six cases on the lists, viz., two women and eleven men for drunkenness: one man paid 5s., and two men paid 11s. each; three for not paying 5s. each were sent to the stocks for two hours; five men and two women for not paying 11s. each were sent to the cells for twenty-four hours; David Barry, free by servitude, having been found laying drunk and speechless in York-street, on Monday afternoon, was dealt with under the Vagrant Act as a rogue and vagabond, of which he had been previously convicted, and was sent to gaol for two months. There were six cases on the free list, in four of them the prisoners were discharged. Anne Sill, from Bathurst, for passing base coin, was committed for trial, and Thomas Rielly, for assaulting constable Moovissey in George-street, was fined 20s. and 2s. 6d. costs, or to be imprisoned for fourteen days. There were six cases on the summons list, two for assaults were heard and dismissed; two were postponed by consent of parties; and in one the information was withdrawn. George O'Brien, the driver of a carriage, pleaded guilty to an information charging him with being at an illegal distance from his vehicle, in George-street, for which he paid a fine of 10s. and 5s. costs.

Highly Important Sales of City Properties Sheep, Stations, &c.—We are requested by Mr. Mort to call the especial attention of our readers to his highly important sales of City properties, sheep, and stations, &c., to take place at his Rooms, this day, at 12 o'clock precisely, commencing with three dwelling houses, almost immediately opposite the Gas Works, the Black Dog public house, in Gloucester-street, situated at the corner of Gloucester-street and Essex-lane, and dwelling houses in Essex-lane; also, 4310 sheep, with station, at Liverpool Plains; also, by order of the High Sheriff, 560 acres in the county of Durham, at Moonau, on the Upper Hunter.—*Communicated.*

Good Investments.—We are particularly requested by Mr. Stubbs, the City Auctioneer, to remind capitalists and moneyed men, that the sale of Captain Innes's former town house, No. 176, Pitt-street, with the premises adjoining, will be sold by public auction, on the premises, this day, at twelve o'clock precisely, to the highest bidder.

NEWS FROM THE INTERIOR.

(From our various Correspondents.)

PARRAMATTA.

Free Trade Principles.—A free trade movement in the article of meat has been made in this town, and as usual, on the introduction of this great modern principle, there has been a little display on the part of "vested interests," which has been productive of considerable amusement to the public generally, and vast and important benefit to that class of the population who are always the majority, and to whom cheapness is of the utmost consequence. It appears Mr. H. H. Macarthur having brought into Parramatta a flock of sheep for slaughter, found all the offers made for their purchase were very far from being remunerative, and taking into consideration the price at which mutton was sold, and the rate offered him for his sheep, it was apparent that the grazier was not the party who was allowed to have a living profit. Mr. M. at once resolved to slaughter and sell on his own account, and opened a shop in a central part of the town, and situated in close proximity with a butcher, and whose selling price being about double what Mr. M. disposed of his meat at, it is needless to add which shop had the run of business. The "old established" the next day fell his meat from 4d. to 1½d. per pound, and affixed before his premises a board declaratory of "no connexion" with the other butcher, and couched by the way in rather offensive terms, and conveying allusions to an old and trustworthy servant Mr. Macarthur had placed in charge of the shop. Mr. Macarthur however immediately followed the example set him by his neighbour, and also lowered his price to 1½d. It would be worse than useless to expatiate on the benefits gained by the poor in the saving through this spirited conduct, of two-pence half-penny on every pound of meat consumed by them. It is gratifying to add, Mr. Macarthur's conduct has been duly appreciated, and Parramatta being a great place for agitation in public feelings or addresses, it is rumoured that it is purposed having a meeting, to address him on the benefit he has conferred, and to seek of him to continue what he has so well begun, by making arrangements for a regular supply of stock from his station, to be slaughtered and sold as this has been.

WOLLONGONG.

Melancholy Occurrence.—The *Dove*, Hart, master and owner, bound for Shoalhaven, put in here, and it appears that yesterday (Sunday), about nine o'clock, the only two men belonging to her went out schnapper fishing, and when off Fairy reef, the boat or rather dingy was upset, and the unfortunate men drowned. The bodies have not been found up to this time, nor is it at all likely that they will. The names of the two men are John Marshall and Thomas Haine. The miniature boat was found on the shore uninjured.

The Weather.—I am glad to be able to inform you that the rain (which I think was general), has extended to this district, and the whole face of nature has in consequence assumed a new appearance. The harbingers of spring are as much in their element even in this distant part of the globe (the warblers of the forest), as are the well-known notes of the blackbird and thrush, in our own dear native land at this particular season of the year, though not quite so musical.

LOWER MURRUMBIDGEE.

I regret to say that well authenticated reports have reached us of the murder, by the aboriginals, of an European, forming one of a party *en route* to Adelaide. I believe the following statement may be relied on as correct in its detail.

The unfortunate sufferer, whose name has escaped my memory, was the son-in-law of a person named Jarvis, from the neighbourhood of Yass, who passed this in May, on his journey to Adelaide, with a small herd of cattle. They had passed the Lachlan River about one hundred and twenty-five miles, when Jarvis, the proprietor of the stock, with three other persons, all armed, were about half a mile in advance of the teams which carried their provisions, &c., and were driven by the deceased and another man. The two parties being, by the inequality of the road, hidden from each other, and all the arms being in possession of the horsemen in advance, an opportunity presented itself to a number of lurking savages, to perpetrate a wanton and murderous attack on the two unfortunate and defenceless men in the rear. A body of them accordingly came out upon their intended victims, and demanded tobacco. The men, alarmed by their manner, gave them not only all the tobacco they had, but the whole of the cooked provisions they carried for the day's consumption. The blacks took this, but appeared dissatisfied, and one of them approaching the side of the dray, called to the driver, and put some question to him relative to the contents of a certain package; the poor fellow turned his head to reply, when one of the blood-thirsty and merciless wretches, in the dastardly manner of these foul blots of humanity, thrust a barbed spear through his body: the weapon entered between the hips and passed through the navel. The other man immediately ran, and most miraculously escaped the numerous missiles which were thrown after him. On coming up with the advanced party, the whole returned to the scene of the murder, on reaching which, they found the aboriginals glutting their savage thirst for blood, by mutilating the dead body of their comrade and relative. About fifty of the natives presented a front to the Europeans, and with a pusillanimity which can only encourage the savages to renew the tragedy on the next party that passes, they contented themselves with the recovery of the disfigured and bloody corpse.

Some little distance further down the river, the natives robbed a dray belonging to a Mr. Ross on its way to Adelaide. The vehicle contained all the provisions and clothing of two gentlemen, and seven servants, who formed a party driving a herd of cattle. By some neglect the blacks were allowed by a stratagem to get possession of the whole of the fire arms of the men, which, fortunately for them, they were not *au fait* in the use of, or the result might have been dreadful. They ransacked the dray of every thing it contained; emptying flour and other provisions from the sacks for the sake of the bags, breaking open and destroying boxes, and leaving the unfortunate wayfarers with naught save what they stood upright in. They took away a blacksmith's anvil, which weighed 75 lbs. What use they could make of this is problematical—perhaps they imagined it had the power of manufacturing tomahawks! The pillaged party pushed off to Mr. Wentworth's station, and by the exertions of Mr. Walker, managing there, a great deal of the property has been recovered.

On the 27th July, a person named Higgins, a servant of Mr. M'Leay's, and who has by industry and economy, during several years' service with that gentleman, amassed a comfortable little property in cattle and sheep, met his death whilst employed in carting a load of hurdles from one station to another. It appears he incautiously took the winkers off the horse, in order to enable the animal to feed, when he started off at a gallop, alarmed no doubt by the appearance of the load above him. After running some distance, he described a circle, and made towards Higgins at full speed, and the unfortunate man imagining, no doubt, he might check his career, caught at the horse as he passed; an act of extreme folly, for which he forfeited his existence, for, missing his grasp, the side rails of the cart as it passed struck him behind the ear, and going with such velocity, it is scarcely necessary to say, killed him on the spot.

The mail cart which travels between Gundagai and Mates, broke down lately, a few miles from the former place, and in consequence, owing, as I am informed, to delay in repairs, there was no conveyance for passengers for a fortnight. The contractors ought to be careful in such matters as these, for had passengers arrived in Gundagai *en route* to Melbourne, they might, and no doubt would have been, seriously incommoded.

We have had since my last a great deal of rain at intervals. The frosts have also been intense—some snow has fallen, and about a fortnight since there was a severe hailstorm, which lasted nearly an hour, covering the earth as completely as though it were crusted in snow. The storm occurred about 4 o'clock in the evening of the 4th, and in shaded situations the hail remained frozen in large flakes at 10 o'clock next morning.

This month has been remarkable for the number of brilliant meteors which have been visible during clear weather. Those of inferior size have been countless, but four which were seen here were of surpassing grandeur and beauty. The first was on the evening of the 6th, about 8 o'clock; it emanated from the north-east quarter of the heavens, about two degrees above the horizon, and held a rapid course to the north, breaking into scintillations as it passed. On Sunday evening, the 9th instant, about the close of twilight, the most magnificent of

—— these fiery brands
Flung at night from angels' hands,

made its appearance. I cannot attempt a description of the splendid spectacle which the passage of this meteor afforded us, or the effect produced upon our minds as we gazed in awe and wonder upon its bright and luminous passage athwart the firmament, leaving a track of light and glory as it flamed along its ethereal way, and which by its softly fading lustre served for some time after the meteor had disappeared, to point its passage through the sky. From the contemplation of an object such as this, man turns with a low and humiliating sense of his own utter insignificance! With all his boasted powers of mind he yet cannot tell why the lowly blossom of the valley, which he crushes beneath his tread, differs from her sister flower in beauty; neither can it lead him from "world to luminous world afar," where "the universe spreads her flaming wall," to contemplate the mighty works of his Creator; here, from his place on earth, he may, in common with other creatures of dust, view and wonder at their glory, but to *him*, even as to the veriest worm, the ways of the Almighty ruler of the universe are a "sealed book." But, I believe, newspaper "*Correspondents*" must not moralize. The meteor in question first appeared in the north-east, as near as I could guess. The ball of fire was very large, apparently about two-thirds the circumference of the full moon. Its course was almost perfectly horizontal, and what added to its splendour was its majestically slow motion. After traversing, apparently, a degree, it burst, and the most splendid gush of prismatic colours occurred from its centre, radiating on all sides towards the tail of the meteor, and presenting the appearance of a fan. For one moment it was hidden from my view by the summit of a range, and on my seeing it again it had exploded a second time, and showers of sparks were scattered in its course. From this period the leading portion of the meteor gradually faded into darkness, the two detached portions having successively disappeared in the same way; but for several seconds a silvery streak was visible along the passage of the heavenly body, such as Tom Moore would describe as the track of a Peri—I never witnessed anything more sublimely beautiful.

About nine o'clock the same evening, a second meteor of considerable size and beauty was visible—it sprang from the zenith, and descended with great rapidity without bursting, into the western horizon. Another of large size was seen in the eastward, on the 12th, about eight o'clock; but as I did not witness, I cannot describe it. The atmosphere was clear and unclouded, and the weather frosty upon the appearance of each of these celestial rockets, which were doubtless observed in all parts of the country.

Errata.—In my last correspondence, for "most of the *settlers* were under the superintendence, &c.," *read* "most of the *stations*." For "the only thieves in the district as Mr. Wentworth," *read*, "as Mr. Wentworth *observes*."

ORIGINAL CORRESPONDENCE.

THE CASE OF THE *MARGARET*, WHALER.

To the Editors of the Sydney Morning Herald.

Gentlemen,—When any crying grievance exists which affects the interest of any body of men, it is not an unusual, nor do I deem it otherwise than a proper custom, to appeal through the medium of the public press, to the authorities with whom may be found redress.

To such an appeal, on public grounds, I have recourse now. My object being to detail, and, I hope, expose a very great grievance which exists in this community at present, in *the jurisdiction of the Vice-Admiralty Court in this colony*—a jurisdiction which I shall show may be made oppressive and wrong doing of itself, and which threatens, unless it be removed or controlled, seriously to injure this port by depriving it of the great advantages which have arisen from the resort hither, both for refreshment, refit, and repair, of so many English whalers.

I propose to lay before the mercantile public a statement of the case of the *Margaret* whaler, belonging to the port of London, which ship has recently been the subject of most vexatious proceedings on the part of her crew, in which proceedings they have been aided by one of the gentlemen of the legal profession in Sydney, and supported by the jurisdiction of the Vice-Admiralty Court, to the great detriment of her owner, and serious and most unjust detention of the ship with a valuable cargo of sperm oil.

The *Margaret* whaler refitted in Sydney in March, 1845, on the completion of her cruises in these seas for sperm whales, having on board about 185 imperial tuns of sperm oil, and directed her course for home *via* Cape Horn.

On the voyage thither in a gale of wind she lost her rudder, and put back to Sydney disabled. She arrived here on the 11th June, underwent a thorough repair and refit, and was ready to proceed to sea again in fulfilment of her homeward voyage about fourteen days ago.

The whole of the crew signed the usual special agreement with the Captain, called the articles of a whaling voyage, and bound themselves to fish in the usual way for sperm oil, and to take the "catch" to London, and *there*, upon *due delivery of the cargo, to be paid in full for their services by certain lays or shares set opposite each man's name.*

On arrival in Sydney in June last, one Henry Sheppeck, the cook, deserted the ship, and subsequently applied to the Captain through Mr. Ryan Brenan, solicitor, for his discharge. This the Captain at first declined, upon the ground that the man had drawn nearly all that was coming to him for his voyage, and was bound under his agreement to accompany

the ship to London, where he would get his discharge and the lay or share belonging to him.

Mr. Ryan Brenan then summoned the captain to the Police Office, where his case was dismissed by the Police Magistrate, as the 11th clause of the Merchants and Seamen's Act expressly excludes "ships employed in the southern whale fishery" from the jurisdiction of magistrates under that Act.

Mr. Ryan Brenan then addressed to myself, as agent of the ship, the following note: which I insert for the purpose of showing *the nature of the claim which this gentleman, for his client Henry Sheppeck, at this time set up—that is, his discharge, without wages; and which claim was afterwards magnified, in the proceedings which ensued in the Vice-Admiralty Court, to the sum of £100 due to the said Henry Sheppeck.*

Here is Mr. Ryan Brenan's note:—

Without prejudice.

Dear Sir,—

My client having an offer to stop in the country without being put to any expense, until his health is quite restored, I have agreed to accept £5 5s. as my costs, &c., if closed to-day; and my client will accept his discharge *without wages* on my being paid that sum.

In haste, yours truly,
JNO. RYAN BRENAN.

June 29, 1846."

On receipt of this note the captain declined to pay Mr. Ryan Brenan £5 5s. for services which he felt had not been undertaken for him, but offered to discharge the man.

Upon this Mr. Ryan Brenan at once took steps in the Vice-Admiralty Court, by causing his client to swear (as I have stated) that he had a claim on the ship to the extent of £100; and the Marshal of the Vice-Admiralty Court arrested the ship "*Margaret*, her tackle, apparel, and furniture," *at the suit of the said Henry Sheppeck.*

Upon the arrest of the *Margaret*, bail was put in for the sum of £100; after due delays, a libel was filed by the plaintiff, filled with false statements: for instance, that he had entered into a contract with the captain of the said ship for *the usual rate of wages*—that the usual rate of wages is £2 10s. per month—and that the plaintiff was entitled to *this rate of wages* from the date of the ship's sailing from London—and that *the ship had earned considerable freight*, &c.

Upon this, a plea was filed by the captain, to the effect—*first*, that this was a case of special contract, and that the Admiralty Court had no jurisdiction; and, *second*, that the articles of agreement were presented to the Court, and that they might be admitted to proof.

Upon this the Judge of the Vice-Admiralty Court decided that *he had jurisdiction*; that he had looked into the articles and found them illegal, and therefore *void*, *because they did not state the period for which the whaling voyage was to last*,—and that the articles being void, the plaintiff had a right to go for wages as on a *quantum meruit*.

Upon this the Supreme Court was moved for a writ of prohibition to oust the jurisdiction of the Vice-Admiralty Court, which, upon hearing counsel for and against, was granted by Mr. Justice Therry, who heard the case. (For his Judgment see the *Sydney Herald* of the 18th instant).

Had the matter ended here the expense incurred up to this time having been for the captain's defence *only £75*, it is possible he might have been contented to take his ship and crew to England, and pocket the loss, as best he might.

But the gross injustice of the Vice-Admiralty jurisdiction here became apparent.

Upon the decision first obtained from the Judge of the Vice-Admiralty Court that *he had jurisdiction*, and that the articles were *void*, and that the crew might sue the captain for wages, these unprincipled but simple men—incited thereto by some evil-disposed person—conspired to attack the captain,—and arranged their matters in this way: First five of the said crew arrested the ship, and swore that they had claims on the said ship *Margaret* to the extent of £750!—while another five of the crew were in readiness to commence their proceedings upon the termination of these.

So that upon obtaining the Judgment of the Supreme Court in his favour, in the writ of prohibition, the captain found he had only commenced his defence: for here was another set of plaintiffs trying precisely the same ground, who had caused the ship to be arrested—and now detained her till their case should also be investigated.

Upon this the captain first applied to the Vice-Admiralty Court to withdraw the arrest, putting in affidavits that these new plaintiffs had signed the *same special contract as the aforesaid Henry Sheppeck*,—that they had signed *no other contract with him*,—and therefore praying that, as in the case of Sheppeck the Vice-Admiralty Court were held to have no jurisdiction,—so in this case the Judge should look into the contract, called the ship's articles, and finding them the same, should remove the arrest and dismiss the suits.

The Judge of the Vice-Admiralty Court now held that he was not called upon to look at the articles; but assigned an early day for the plaintiffs to put in their libel—upon which the captain put in precisely the same plea—hoping that, as the former plea was rejected, so would this be, and that, at the worst, by moving the Supreme Court again, a second prohibition would be granted, and that in such case the Judge of the Vice-Admiralty Court would not permit any more arrests to issue.

But, far different was his fate: for as in the former case the plea was rejected, so in this case it was *admitted to proof*, and a week at *least* being required to get through that part of the proceedings, while the ship, passengers, and a new crew were all ready for sea—he was driven to a settlement with the men, by granting notes on the owner for their lays or shares, payable on safe arrival of the ship at the port of London, in terms of the articles, but stipulating that no charge should be made to the men for substitutes to take their shares of the oil to London.

The *Margaret* thus got away—not however until her owner had been put to nearly £90 law expenses, and a delay, the consequences of which I cannot estimate or foresee.

This is as short a history of the case as I can give to the mercantile public, and I propose to base upon the statement an application (in which I hope I shall be joined by every member of that community) to the Legislative Council, praying that as strong a representation as possible may be made to the Home Government, in order that this odious and most unjust jurisdiction of the Vice-Admiralty Court may be revised and corrected.

Far from holding lightly the interests of the seamen, I consider they are as much to be pitied as the owner: for what will be the necessary consequence of these proceedings—that these misguided men will never get one shilling—the whole will be absorbed in law expenses, and both they and their master be deeply injured.

As I perceive there will be a public meeting (on the very interesting subject of steam communication with home) on Thursday next, at Mr. Lyons's room, at 3 P.M., I will take that opportunity, when the business of that meeting shall be concluded, to bring the subject before such of the mercantile gentlemen as may be present, who may feel interested in the subject, and desirous of seeing the trade of this port protected.

I am, Gentlemen,
Your obedient servant,
STUART A. DONALDSON.

Sydney, August 25.

NEW EXPORT.

To the Editors of the Sydney Morning Herald.

GENTLEMEN,—The favourable report given by you a short time since of the concentrated gravy soup may lead parties to manufacture the same, which from the reports of the provision brokers in London is most likely to turn out a perfect failure, and until account sales of large quantities which are in London, and unsaleable at present, are received, I should recommend parties to discontinue the manufacture. Whether what is on hand is unsaleable at remunerating prices, from the fact of parties offering to put it on board in Sydney at 3d. per pound, I know not; but question very much whether, at that price, it would pay the producer. The cheapness of meat in parts of Europe, where from different causes cattle are at as low a value as in this country, has induced parties to try means of preserving the same fresh, and the experiment has succeeded. The immense advantage that would accrue to this country were the plan adopted here is incalculable, and I trust that this letter will cause experiments to be made. The manner of preserving the same is at present a secret; but the packages are in tin cannisters hermetically sealed, and containing from 6 lbs. to 30 lbs. of meat in each package. Mr. Goldner has met with complete success in Moldavia, and since September has sent three entire ship's cargoes into London, and in January last there was not a package to be purchased; the shipowners give it to their men in lieu of salt provisions, and any quantity would be purchased at 4½d per pound. Mutton had not been tried, from the high price of sheep in that country; but there is no reason why it should not answer equally well. The beef that had been kept for six months was very superior to any of the usual preserved meats in tin, and retained all the flavour, as if direct from the butcher's. Sufficient time had not elapsed to prove how long it would keep, but the inventor expected it would not alter in as many years. I would suggest that experiments should be made by hermetically sealing in various substances, raw, parboiled, baked, and cooked pieces of meat, with or without bone, and with or without fat, and imagine that stearine might answer the purpose one way or other; the same being valuable for candles, and the tallow oil being almost as high in price as the raw material. The experiments would cost but a trifle, and could be fully tested by the commencement of next winter, were the same successful. I consider that equal advantage to the colony would be derived as resulted from the experiment of the first sheep being boiled down for its tallow.

I remain,
Your most obedient servant,
F. E.

Sydney, 22nd August.

VAN DIEMEN'S LAND.

LEGISLATIVE COUNCIL, HOBART TOWN.

TUESDAY, AUGUST 11.

PRESENT: His Excellency the Lieutenant-Governor, the Chief Justice, the Colonial Secretary, the Comptroller-General, the Collector of Customs, the Colonial Auditor, the Colonial Treasurer, Roderick O'Connor, Alexander Orr, Cornelius Driscoll, Frederick Steiglitz, John Dunn, William Allison, and John Leake, Esqs.

Mr. Allison (pursuant to notice given on the 12th July last) moved for a return of all moneys paid by the colony, from the year 1836 to 1845 inclusive; a return of the expenses of the Judicial Department, in its criminal jurisdiction, from the year 1836 to 1845 inclusive; the return expressing the state of the prisoners tried, whether free or bond; also a return of the net amount of the Land Fund for the same period, with the deductions made therefrom, on account of remissions made therefrom on account of officers, and the expense of the Aboriginal Department.

The Colonial Secretary laid on the table the greater part of what was asked for; but said, with respect to the Judicial Department, he had not been able to obtain all the information which was required. There was an account of the expenses of conviction, the number of those acquitted, and those discharged by proclamation. From this return it also appeared that the number of persons tried consisted of eighty prisoners of the Crown, fifty free by servitude, or conditional pardons, and only four persons came free to the colony.

The Governor laid on the table a Bill for building and maintaining a bridge over the River Derwent, at Bridgewater.

The Lunatics Act was read a third time and passed.

The Attorney-General begged to move the first reading of the Highways Bill. It had been found necessary to divide the original bill. The other part, relating to cross roads, would be referred to a committee, who would examine witnesses, and report to this Council on the subject, when inapplicable causes would be struck out.

The standing orders were suspended, and his Excellency appointed Messrs. O'Connor, Steiglitz, Leake, Allison, and the Attorney-General, a committee for the above purpose.

The Attorney-General moved the first reading of the Lighting and Paving Act, and a Bill for erecting a bridge across the Derwent at Bridgewater. Read a first time, and the second reading put down for Wednesday.

WEDNESDAY, AUGUST 12

The Attorney-General moved the second reading of the Bill to provide for lighting, paving, and cleansing, the city of Hobart Town; and for the appointment and election of citizens for carrying the several purposes aforesaid into effect, and for other purposes connected therewith. The original intention had been to include the supply of water in the bill; but it was found desirable to make it a separate enactment, and to incorporate with it the Market Wharfage. The Bill before them would give the commission full power to levy rates upon all three; but he thought their duty would be much better defined in two bills than one.

The Bill was read a second time, and the Council went into Committee upon it.

In the enacted clause the Governor had power given to him to elect a Chief Commissioner in the first instance to set the Act in motion, and afterwards a Chief Commissioner was to be chosen out of their own body. The third clause fixed the number of Commissioners at twenty-five, being five to each ward. The fourth and fifth clauses fixed the period of office at three years. The sixth clause was prepared to give the Governor power to fill up any vacancies that occurred during the period of three years, but a great deal of discussion ensued, whether in such a case an appeal ought not to be made to the electors; but it was ultimately decided the Commissioners should fill up the vacancies themselves. During the discussion the Attorney-General said, that to give the right of filling up the vacancies to the electors would be entirely at variance with the principles on which the Bill was drawn. He could not reconcile popular elections with good government. The seventh clause qualified every man who was eligible to serve as a juror, to vote in the election of Commissioners. The ninth, tenth, and eleventh clauses, fixing the time an elector must be qualified to vote, were postponed. The thirteenth clause gave power to one Commissioner from each ward to transact business. The fourteenth, fifteenth, and sixteenth clauses were passed.

The Chief Justice thought some amendment necessary in the 17th clause. By that clause any person attainted at law, or even convicted of felony, might vote so long as his name appeared on the voter's list.

The Attorney-General said, to meet his Honor's objection, a few words might be added. He would therefore move that the words "not being disqualified by reason of any attaint for or conviction" be inserted in the clause.

The 18th, 19th, 20th, and 21st clauses then stood without alteration.

The 22nd clause was also allowed to stand, giving the Governor power to elect the Commissioners if the electors failed to do so. The 24th clause fixed the qualification for a Commissioner to be £500 real estate, or rated at £100 per annum, and was passed, together with the 25th, 26th, and 27th clauses.

The Chief Justice thought the 28th clause quite nugatory. Honorable members would see by reference to a former part of the act, that the Commissioner might resign. This clause imposed a penalty of £100 for any person refusing to serve when elected. Therefore to evade this a man had but to make the affirmation one day, and resign the next. His Honor thought the Collector ought to be well paid, and great care should be exercised in the selection of a fit and proper person. It was his duty to prepare the voters' lists, and to see that no improper person's name was inserted in those lists. Again, he would be liable to temptations of a corrupt nature. If this clause stands, they must strike out the former part of the bill by which a Commissioner may resign.

The Attorney-General begged to differ from his Honor. He thought every person qualified ought to be compelled to serve. If he was a poor man and elected to the office of constable he would be compelled to serve, or else he would be indicted. Besides should any person be elected and would not serve, he thought they could not fill the coffer of the city in a better way. The office was not like that of Sheriff; there were no unpleasant duties to perform yet in England a man was compelled to serve for that. He thought that they would find plenty of our worthy citizens who would think the honour of serving as Commissioner quite sufficient, or at any rate much more agreeable than paying £100.

The Colonial Secretary said, his worthy friend the Colonial Treasurer was most anxious that that part of the clause should be shut out, as he was very apprehensive of being elected to serve, and he, the Colonial Treasurer, had not much inclination to subscribe £100 towards the coffers of the city.

The Chief Justice thought that resignations should only be accepted in case of sickness or other incapacity for serving.

Mr. Orr moved that the last five lines of the 28th section be struck out.

Mr. Allison begged to second Mr. Orr's amendment.

On a division there appeared

Ayes 5
Noes 6

The 28th clause was then declared part of the bill.

The clauses 29 to 40 were ordered to stand.

The 41st clause directed the publication in the *Gazette* of all houses subject to be rated.

Clauses 42, 43, 44, 45, 46, and 47, were ordered to stand without alteration.

The Attorney-General said, before the second reading of the bill was finally finished he wished to propose a clause giving some emoluments to the Chief Commissioner. He would be obliged to attend every meeting of Commissioners, and the duties in general would be very onerous. He (the Attorney-General) said, sufficient remuneration should be given to make the office respectable. The present Act was not a Municipal Act, or else the Chief Commissioner would be paid as Mayor.

The Colonial Secretary would propose that the sum of £300 should be divided among the Commissioners who attended meetings. He would suggest that each Commissioner who attended should receive £1 for every meeting.

The Chief Justice would suggest the Chief Commissioner should be empowered to give a luncheon at each meeting of Commissioners. Honorable members were Englishmen, and knew the predilections of their countrymen in that respect.

The Colonial Secretary perfectly agreed with the Chief Justice. The labourers in the vineyard ought to be rewarded, and he knew nothing so appropriate as a good luncheon.

The Attorney-General would introduce a clause authorising the sum of £800 towards giving dinners at the meetings of Commissioners. The same clause would state the salary of Chief Commissioner.

The Governor thought it would be better to leave the amount of the salary in the hands of the Commissioners.

The Council then adjourned until Thursday at one o'clock.

SOUTH AUSTRALIA.

LEGISLATIVE COUNCIL, SOUTH AUSTRALIA.

(Continued from Yesterday's Herald.)

TUESDAY, AUGUST 11.

MAJOR O'HALLORAN presented a petition in favour of the Fencing Bill.

Mr. Morphett presented a petition in favour of Church Endowment.

Major O'Halloran presented a petition against the Impounding Act Amendment Bill.

The petitions were all read and received.

Major O'Halloran moved the second reading of the Fencing Bill, observing, that the Bill would require alteration in Committee, and particularly that some standard as to the nature of the fence should be fixed.

Mr. Morphett thought the Bill was premature. The majority of farmers were poor, and could not pay for a well-known fence. The Bill, too, would require the appointment of district surveyors and local boards, and other machinery involving great expense.

The Colonial Secretary objected to such a Bill altogether, as he had seen similar Acts work badly elsewhere.

Captain Bagot did not approve of a Bill to enforce fencing; but he thought it but right that every man should pay his share for a fence of which he made use. He agreed that a standard fence should be fixed, and did not think that the enforcement of the Act would involve the expense anticipated. Disputes might be settled before the local magistrates.

Mr. Davenport supported the measure.

The Advocate-General thought there was no objections to the Bill that could not be amended in Committee. The principle of the Bill was mainly to require a man to pay towards a fence of which he made use. A standard of the description of fence required could be settled in Committee; and he did not think that it was necessary to incur expense in local arbitration.

The Bill was read a second time, and the Council went into Committee upon it. After a long discussion, it was agreed that the fence should be a sufficient fence to turn great cattle, and that the maximum value of such fence should be the cost of the ordinary three-rail fence. The Committee then adjourned.

Major O'Halloran moved the second reading of the Impounding Act Amendment Bill;—its principal object was to do away with the protective board system, which was felt oppressively by the poor, as involving them in vexatious expense.

Captain Bagot would like to see a clause to prevent the vexatious impounding of cattle. In England, the owner of trespassing cattle had his cattle handed over to him, and was sued for the damages at the Petty Sessions.

The Bill was read a second time and committed.

The first clause, referring all disputes under the Act involving a sum not exceeding £20 to two Justices, was passed. The second clause, empowering any justice to liberate impounded cattle on recognizance, was also passed, after considerable discussion on the principle proposed to be introduced by Captain Bagot. The third clause, empowering justices to determine as to damages and costs, was also passed. The fourth clause, to exclude lands not protected by a sufficient force from the benefit of the Act, elicited much discussion, containing the main principle of the measure. The existing Act protected unfenced land, in which boards were put up, intimating that it was occupied, and it was contended, that to do away with this system at once, would destroy the value of such lands.

The clause was ultimately postponed.

Mr. Morphett asked the question, of which he had given notice, namely, if it were the intention of the Governor to apply any portion of the Land Fund of South Australia to the use of the Government of New Zealand; and, in such case, under what authority His Excellency made such application, and on what security for its repayment.

His Excellency replied, I have sanctioned an advance, to the Commissariat Officer in charge of the Military Chest in South Australia, of moneys, at the disposal of the Lords Commissioners of Her Majesty's Treasury, to enable him to meet a requisition made upon him by the officer of that department in charge of the chest at New Zealand. I have done so upon my own authority, for the convenience and benefit of Her Majesty's service, under the security of Her Government.

On the motion of Mr Morphett his Excellency's answer was ordered to be printed.

Captain Bagot moved for a return of all cattle impounded during the last six months, within ten miles of Adelaide, with the amount of damages and the amount of fees.

The Colonial Secretary would endeavour to obtain it; but should not be able to do so immediately.

GOVERNMENT GAZETTE.

TUESDAY, AUGUST 25, 1846.

TITLE DEEDS.

THE undermentioned deeds have been transmitted from the Colonial Secretary's Office to that of the Registrar-General for enrolment, to be by him forwarded through the Surveyor-General to the Colonial Treasurer, by whom notification of their receipt at his Office will be made to the grantees, by letter, after which they will be delivered on application, viz.:—

TOWN ALLOTMENTS.—Purchases under the existing Regulations.—Proclamation of 5th December, 1845: Deeds dated 18th June, 1846: 1—6. John De Clouet, 2 roods each, Bathurst, lots 18—23. Proclamation of 22nd January, 1846: Deed dated 8th June, 1846: 7. William Sinclair, 2 roods, Goulburn, lot 1. 8. John Meehan, 2 roods, Goulburn, lot 2. 9, Lindsay Craig, 2 roods, Goulburn, lot 3. 10. William Sinclair, 2 roods, Goulburn, lot 4. 11, 12. George Dodery, 2 roods each, Coogee, lots 8 and 9. 13—15. John Wallace, 37 perches each, Parramatta, lots 22—24. 16, 17. Henry Bingham, 2 roods each, South Gundagai, lots 26 and 27. 18. Edward Norman, 2 roods, South Gundagai, lot 28. 19. Henry Bingham, 2 roods, South Gundagai, lot 29. 20. Peter Coyle, 2 roods, South Gundagai, lot 30. 21, 22. John Spencer, 2 roods, lots 31 and 35. 23. John H. Baillie, 2 roods, Bathurst, lot 36. 24—27. James W. Bligh, 2 roods each, Bathurst, lots 37—40. Deed dated 18th June, 1846: 28. Catherine Hawke, 2 roods, Bathurst, lot 41. Deeds dated 8th June, 1846: 29—31. James William Bligh, 2 roods each, Bathurst, lots 42—44. Deeds dated 18th June, 1846: 32—36. Margaret Lennox Crozier, 2 roods each, Bathurst, lots 45—49. 37. Michael John Finn, 3 roods and 19 perches, Hartley, lot 50. 38, 39. Edward Raper, 6 perches each, Sydney, lots 51 and 52. 40. Patrick Maguire, 6 perches, Sydney, lot 53. 41, 42. Robert Campbell (tertius), 11 perches each, lots 56 and 57. 43. Mary Toole, 2 roods, Raymond Terrace, lot 61. 44. Edward Quaiffe, 2 roods, Raymond Terrace, lot 62. Deed dated 18th June, 1846: 45. Samuel Taylor, 3 roods and 14 perches, Hartley.

PORTIONS OF LAND.—Proclamation of 22nd January, 1846: Deeds dated 30th April, 1846: 46. Jonathan Croft, in trust for Horatio Tozer, a minor, 8 acres, 1 rood, and 10 perches, Macquarie, lot 1. 47, 48. Robert Bell, 5 acres, 3 roods, and 33 perches, Cumberland, lots 8 and 9. 49. Henry Tilson, 6 acres, Cumberland, lot 10. 50, 51. Robert Bell, 6 acres each, Cumberland, lots 11 and 12. 52. Isaac Titterton, 9 acres, Cumberland, lot 13. 53. John Perry, 3 acres and 1 rood, Cook, lot 14. 54. Henry Wynter, 40 acres, Macquarie, lot 17. 55. Stuart Alexander Donaldson, 30 acres, Argyle, lot 18. Purchase under the Regulations of Sir Thomas Brisbane.—Deed dated 6th July, 1846: 56. Maria Isabella Fennell, 640 acres, Brisbane.

PORTIONS OF LAND.—Retired Officers Purchase under the Regulations of 1st August, 1838. Proclamation of 22nd January, 1846. Deed dated 25th March, 1846. 57. Alexander Turner, 200 acres, Argyle, lot 30.

GRANT OF LAND.—Deed dated 9th July, 1846: 58. Bishop of Australia and his Successors Bishops of Australia, 40 acres, Cumberland, parish of Petersham, as a Glebe.

IMPOUNDINGS.

HARTLEY.—On the 18th August, from the estate of J. Maxwell, Esq., J.P., Littleton: Red brindle bullock, right ear marked, branded T3 on the rump on one side, and TB on the other rump, six years old. Red bullock, right ear marked, branded T on the right rump, three years old. Red and white spotted steer, right ear marked, branded EX right rump, two years old; damages 3d. each. To be sold in twenty-four days from the date of first publication, if not previously released. J. M'CAY. 10s. 3d.

GRESFORD, UPPER PATERSON.—On the 15th August, from Trevallyn estate: Brindle bullock, white back and belly, cock horns, branded TS on off rump; damages 1d. White bull, red spots, wide horns, branded apparently JL on off shoulder, 1T apparently off rump, aged; damages £2. If the above cattle are not released before the 11th September, they will be sold. B. BENEDICTSON. 9s. 9d.

QUEANBEYAN.—August 13: Strawberry bullock, branded WE rump off side, apparently RC8 ribs near side. Strawberry yearling steer, no visible brand. Yellow yearling heifer, illegible brand milking side. Brindle cow, branded JH over 2 conjoined rump, and piece out of ear, both near side. Strawberry yearling heifer, branded apparently TR ribs milking side, hole in near ear. Yellow and white yearling heifer, no visible brand. Red sided yearling poley heifer, branded apparently JM or JW rump off side. Red and white spotted poley heifer, apparently an illegible brand ribs milking side. Red steer, branded TR ribs off side, hole in near ear. Yellow cow, branded WC ribs off side, piece off ear, apparently M rump, and JF hip milking side, illegible brand near rump; also, a red heifer calf, branded WC ribs and rump near side, piece off ear milking side. Strawberry heifer, branded CV or CY rump, and apparently C or CN ribs milking side. Strawberry heifer calf, no visible brand. Strawberry cow, branded apparently IWP rump, milking side. Black yearling heifer, branded like JO rump milking side. Brown steer, white spots, small horns, branded apparently WC rump and ribs near side. Red poley steer, white spots, illegible brand ribs off side. Red bullock, branded WH and 2 under ribs off side. Yellow heifer calf, no visible brand. Dark brindle bull, unbranded; damages £5. If the above cattle are not released on or before the 11th September, they will be sold.—J. J. WRIGHT. 17s.

GOULBURN.—From the estate of J. W. Chisholm, Esq: Black horse, aged, white spot on forehead, branded WB near shoulder, like a scar and W behind the near shoulder, PMI off shoulder, switch tail, saddle marked, fifteen hands high; damages 5s. If not released before the 19th September he will be sold.—J. MARSDEN. 9s. 3d.

DIED,

On Tuesday, the 25th instant, at her residence, Salem House, Sydney Glebe, Mrs. Jane Bowden, in her 68th year. Her long and painful affliction she bore with the patience and resignation becoming a Christian.

ON SALE AT THE STORES,
427, GEORGE-STREET,

COMPLETE ASSORTMENTS of everything usually required in the following departments of British manufacture:

HARDWARE,
IRONMONGERY,
GLASS,
CHINA,
EARTHENWARE,
DRUGS AND CHEMICALS;—

The whole of which are offered in quantities to suit purchasers, and having been imported from the manufacturers direct, will be sold at prices which the undersigned feels assured will give satisfaction. A liberal discount allowed to the trade, shippers, and country storekeepers.

R. M. ROBEY.

P.S.—The highest market price given, *in cash*, for *wool* and *tallow*, in shipping condition, at all periods of the year 2053

GLASS.
CHANCE, BROTHERS.

EX "COLOMBINE" AND "COAXER," AND NOW LANDING, PER "PENYARD PARK."

193 BOXES, and 15 Crates and Cases of Chance Brothers', manufacture

SIZES.

10 x 8, 12 x 10, 14 x 12, 14 x 10, 16 x 12, 16 x 14, 18 x 12, 18 x 14, 20 x 16, 20 x 18, 22 x 18, 24 x 18, 26 x 18, 26 x 20, 28 x 22, 30 x 24, 40 x 30, and all other sizes, in *Crown*, *Sheet*, and *Bohemian Glass*.

BUCHANAN AND CO.
Wharf, Darling Harbour. 2423

BARRETT'S TWIST.

JUST opened, and for sale by the undersigned, a beautiful sample of Barrett's, in tierce.

JOSEPH SCOTT,
382, George street
August 25. 3208

SALT BEEF,

OF VERY SUPERIOR QUALITY, on sale by

J. H. ECCLESTON,
3181 Queen-street.

HOPS.

VAN DIEMEN'S LAND HOPS, of excellent quality, on sale by
J. H. ECCLESTON,
Queen-street,
August 26. 3182

HYDRAULIC PRESSED OATEN HAY.

VAN DIEMEN'S LAND HAY, of superior quality, on sale by
JOHN MACNAMARA,
Queen-street.
August 26. 3180

SHEPHERDS
AND
MARRIED COUPLES
WANTED.

N.B—Male and Female Servants disengaged.

H. F. BRIMMER,
Servants Registry Office,
Bathurst-street,
3206 Near Hyde Park.

OATEN HAY.

COMPRESSED OATEN HAY of superior quality, on sale at six pounds (£6) per ton.

JOSEPH S. WILLIS.
3118 Church-hill.

FOR SALE.

BEST Hemp Woolbagging and Woolpacks, 9½ and 10lb.
Bluestone, in kegs and barrels
Sal ammoniac, arsenic
Soft soap, in kegs
Sulphur sublimed, and roll sulphur
Carbonate of soda, in kegs
Patras currants, in caroteels
Eleme red raisins, in boxes
Mace and Amboyna cloves
Oatmeal and split peas

R. W. ROBINSON,
3160 King-street West.

ON SALE, AT THE STORES OF THE UNDERSIGNED—
Prime Kent hops, 1845
Window glass, all sizes
Invoice hats
Woolpacks
Wool bagging
Wool lashing
Three-bushel bags
Osnaburgs
Drills, pepper
Cutlery, holloware
Steel-pens
Muskets, saws
Blister steel
Iron hurdles
Anchors, chains
Rims, pauls
Chain hooks, &c.
Iron pumps
Ditto horse racks
Garden rollers
Hand-cart boxes
Dray wheels
Axles and boxes
Ploughs (wood and iron)
Turnip machines
Deals, 3 x 9 cut and uncut
Battens, 2½ x 7
Sherry, in hogsheads and quarter-casks
Tarragona, ditto ditto

ALSO,
Invoice of watches &c.

JOHN SMITH,
Late A. B. Smith and Co's. Stores.
Sussex-street, August 22. 3010

BENGAL RUM AND TINTED GENEVA.

COMMANDERS of vessels can be supplied with the above, including every description of Wine, at one hour's notice.

E. H. POLLARD.
Bonded Stores, Queen's-place.
August 22. 2989

WINES.

SHERRIES of superb quality, in wood and bottle
Ditto second-rate, hogsheads, quarters, and octaves, also in bottle
Marsala, first brands, in ditto ditto
Madeira, Duff and Gordon's, in bottle
Port in bottle, by Tod and Spence, London.
Port, Hunt's double diamond, in quarters, four years in wood
Ditto, in pipes, hogsheads, and quarters, ranging from £24 to £34 per pipe
Champagne, Ruinart "Père et Fils"
Claret and Cordials
Old Schiedam, in stone bottles
Seltzer Water.

E. H. POLLARD.
Bonded Stores, August 17. 2778

ALES, PORTER, AND STOUT,
12s. per Dozen,

100 CASKS, four dozen each, just received, ex *Abel Gower*, of the following brands: — Byass, Barclay, and Collyer.

ALSO,
A few barrels of Ashby's Pale Ale, at £4 15s. per barrel. WINES—a general variety in wood and bottle.

STORE SUPPLIES of General Merchandise.
Colonial Produce taken in exchange.

No. 610, GEORGE-STREET,
Near the *Herald* Office,
Opposite the site of the Old Gaol. 3164

SPIRITS AT REDUCED PRICES—
Ex *Penyard Park*, and other late arrivals—
B.P. Rum, 10 to 12 O.P.
Strong ditto, 28 per cent. O.P.
Martell's brandy
Case gin, 2 and 4 gallon cans
On sale, at

W. TUCKER'S,
423, George-street,
Nearly opposite Mr. Porter's, grocer.
August 22. 2998

FOR SALE,
AT THE STORES OF THE UNDERSIGNED,

PRIME MESS BEEF, just landed
Fine Souchong, in half chests
Young Hyson, in half chests
English Meadow Hay, now landing.

SHEPPARD AND ALGER,
Packet Office,
3178 468, George-street.

THE undersigned takes leave to thank his friends and the public generally for the support given him during the last twelve years he has been in business: and although he does not profess to sell *under cost price*, at the same time can assure those who may favour him with orders that they will receive value for their money: and having considerably enlarged his premises, has now on hand the following well-selected stock of goods, the price and quality of which he is sure will give satisfaction.

Sixty tons of superior first flour
One hundred and fifty chests hysonskin tea, various shipments, of excellent strength and flavour
Forty chests of congou, weighing 112 lb. gross, first-rate quality
Forty half-chests ditto
Hyson and twankay, strongly recommended
Twenty tons sugar, good quality, at market prices
Fifty casks Day and Martin's blacking, just landed
Irish pork, good quality, in casks or by the pound
A constant supply of excellent butter, bacon, and cheese
A small lot of real Cheddar, the only one in the market
Hobart Town potatoes, excellent quality, at 6s. 6d per cwt
Liverpool salt at 4s., fine dairy ditto at 6s.
Oatmeal, pearl barley, split peas
Coleman's starch and blue, best quality
Best colonial soap, in any quantity, made to order
Dip and mould candles, in boxes to suit families
Oilman's stores, in great variety and of excellent quality
Ten caroteels of currants, the best in the market
Raisins, in casks and boxes, of good quality
Muscatel raisins and Jordan almonds
Hops, in fine order
Spanish juice, very good, 15d. per lb.
Thirty half-barrels of white herrings, at 30s.
Red herrings, in tins
Arrowroot at 8d. per lb.
Negrohead tobacco of excellent quality, at 2s. 10d. and 3s. per lb.
Tobacco pipes, in boxes containing ten gross, at 2s. per gross
Thirty bags whole black pepper, at 5d. per lb.
Forty bags best Patna rice, at 33s.
Maize and bran always on sale.

The BREAD manufactured at this establishment is of excellent quality, and will be found full weight. Families can be supplied in any part of the city.

The above goods, together with other articles too numerous to particularise, will be sold *cheap* for cash; and those parties who have not to be called on twice for the accounts will be supplied at cash prices.

JOSEPH W. BROWNE,
2916 139, King-street East.

TO SETTLERS, COUNTRY STOREKEEPERS, GROCERS, &c.

COHEN AND CO. beg to inform the public in general that they have removed to the opposite corner of George and Hunter streets, where they request the favour of an early call from all parties about purchasing supplies. The undermentioned, and all other articles sold at this establishment, are *warranted* of good quality, and at the lowest prices of the day.
Younghyson in catty boxes
Fine hysonskin, ex *Alfred* and *Peruvian*, in chests, half-chests, and quarter-chests
Congou and Souchong, in chests and boxes
Sugars—Loaf and crushed, Pampanga, Tael, Zebu, &c., &c.
First quality Manila rice, at 13s. per cwt., or £12 per ton
First-rate American negrohead tobacco
Phillips's colonial negrohead and Cavendish
Liverpool and St. Ubes salt
10lb. Woolpacks, 5s. 3d. each
Three-bushel hemp bags, 22s. 6d. per dozen
Whole and ground pepper
Starch and blue (English)
Cape raisins, 40lbs. in a box, 5d. per lb.
Superior English vinegar, in quarter-casks
Colonial soap, 25s. per cwt.
&c., &c., &c.

N.B.—NO BUSINESS TRANSACTED ON SATURDAYS. 2858

ON SALE at the Stores of the Undersigned—
200 Chests hysonskin teas, ex *Alfred* and *Anita*
50 Chests Congou teas, ex *Strathisla* and *Sarah*, at reduced prices
20 Tons sugar, fine
2 Ditto superior raw coffee
30 Ditto fine flour
100 Ditto Liverpool salt
2 Bales superior candle cotton
Negrohead tobacco from 2s. 7d. per lb. and upwards

M. LENEHAN AND CO.,
3128 40, Market-street.

FINE SALT BUTTER.

THE Undersigned having just received a large quantity from the country, will sell the same at 1s. 4d. per pound
Bacon, and
Hams, equal in flavour to York, at 8d. per pound, at
REES JONES'S,
Grocery and Provision Warehouse,
2051 512, George-street,

PRIME TWOFOLD BAY BEEF

CURED and packed with St. Ubes Salt. Parties may select from that cured in 1845 or 1846.

Also, a few barrels prime Hambro' Pork, just landed, ex *Rifleman*.

Apply to
W. S. MOUTRY,
Duke's Wharf.
June 19 968

KENSINGTON COTTAGE,
AND GARDEN,
AT
LADY DARLING'S POINT.

THE Undersigned, proprietor of the above Cottage and Grounds, having completed the same (without reference to expense) in a manner suitable for the reception of a family of respectability, is prepared to treat with any party requiring a first-rate suburban residence.

THE HOUSE CONTAINS,

Six best rooms servants' room, store, and kitchen, with cellars under the whole.

The detached buildings consist of gardener's cottage, coach house, and stabling, with a good well of water.

The cottage stands upon a slight eminence with *parterre* in front, and spacious garden in the rear, well stocked with choice fruit trees, ornamental vinery, and vegetables in great variety.

The neighbourhood is highly respectable, the situation salubrious, and the scenery delightful, commanding as it does at one view, the greater part of the harbour, with many of the numerous bays; altogether forming one of the most enviable positions imaginable for a residence, combining, as it were, a town and country house, being within a pleasant walk or easy drive of the metropolis.

To view the same apply to the Gardener, and for further particulars, to

Mr. THOMAS BAKER.
Crown and Anchor,
3078 George-street, Sydney.

FOR SALE BY PRIVATE CONTRACT

FIVE Very Excellent Roomy Cottages, now occupied at a rental of £150 per annum, payable monthly. There is a garden in front of each, an enclosed yard behind, and a good well of water on the premises.

For particulars apply at 555, George-street

RAMS.

PARTIES intending to purchase Rams from Port Stephens are informed that a flock of 550 are now at Telligherry, near Stroud, for selection.

Apply to Mr. Charles Hall, at Telligherry.

PHILIP P. KING,
Commissioner A.A. Co.
Port Stephens, August 14. 2128

THE undersigned are Cash buyers of Wool, Tallow, Hides, &c.

SWAIN, WEBBS, AND CO
Harrington-street. 689

BATHURST.

THE undersigned are purchasers of Wool, Tallow, Hides, and Sheepskins.

SYER BROTHERS

FOR SALE,

Woolpacks, Sheepshears, Ale and Porter, in hogsheads, Spirits and Wines, of the first quality. 1731

NOTICE.

WE, the Sydney Society of Carpenters and Joiners, do hereby give notice (in accordance with our 30th Rule) that we intend to draw from the Bank a sum (not above £50) for the purpose of defraying the passage of a number of Joiners to any of the neighbouring colonies.—N.B. Any competent Joiner willing to proceed to any of those places will please attend the Society's rooms, White Horse Inn, George-street. 3163

NOTICE.

IN THE INSOLVENT ESTATE OF JOSEPH HYDE POTTS.

A MEETING of the Creditors of the above Estate will be held on Thursday, the 27th August, 1846, at two o'clock P.M., at the Office of the undersigned, No. 14, Jamison-street.

By order of the Trustees,
2990 GEORGE KING.

NOTICE.

CAPTAIN POOLE, of the *Golden Spring*, will not be responsible for any debts contracted by any of his crew.

ALSO,

HEREBY GIVES NOTICE, that Daniel Hanibull having absconded from his ship, Captain Poole will give a reward to any person upon the apprehension of the said Daniel Hanibull. 3161

MR. CURWEN BOYD will thank the gentleman who took his great coat (an olive green) from Mr. Lamb's, last Thursday evening, to leave the same with the Steward of the Club, to whom Mr. Boyd has sent the one left in exchange.

August 25. 3175

TO BUILDERS.

PERSONS willing to tender for the erection of a first-class building, and alterations required to the Custom House Hotel, Macquarie-place, may see the drawings and specification, and obtain further information by applying at the office of Mr. F. Clarke, Architect and Surveyor, Kent-street North. 2994

WANTED, in the vicinity of Bent-street, or in a good airy situation, for a few months, a small cottage (or three or four unfurnished rooms) with accommodation for a few servants—coach-house and stabling for three horses. Address D., *Herald* Office.

August 24. 3048

APARTMENTS.

WANTED, by a Gentleman, either with or without board. Balmain, the North Shore, or the outskirts of Sydney, would be preferred. Letters (post paid) to T. C., *Herald* Office. 3151

£3000, £2000, £1600, AND £1500.

WANTED ON MORTGAGE, the above sums, on City property; any party disposed to lend all or any part thereof, at 8 per cent., can see the securities any lawful day between the hours of Ten and four o'clock.

Bills and Promissory Notes, at any date discounted as usual. New Zealand Debentures and other securities negotiated.

During the last seventeen years the undersigned has disposed of Bills and Promissory Notes alone exceeding One Million sterling.

JAMES IRONSIDE,
Money Broker.
93, King-street, corner of Bank Court. 3158

GOVERNESS WANTED to proceed to the interior — a lady capable of imparting the rudiments of French and music. Apply to Mrs William Walker, Fort-street. 3162

TO JOURNEYMEN SADDLERS.

WANTED, a Saddle or Harnessmaker; constant employment. Apply at Binnie's Saddle Warehouse, Brickfield Hill. 3176

WANTED, in a respectable establishment in Sydney, a young person willing to make herself generally useful, and who would consider a good education as sufficient remuneration for her services. For cards of address apply to Mr. Moffitt, stationer. 3155

WANTED, either a man or woman as Cook. Liberal wages will be given to suitable persons. Apply to

MRS. JOHN STIRLING,
3196 580, George-street.

WANTED, a general servant. A middle aged woman would be preferred. Apply at the St. Philip's Primary School; or, to Mrs. M'Roberts, Newry Terrace, Pyrmont. 3165

A GARDENER.

WANTED, a Gardener. A married man without incumbrance would be preferred. Also, a labourer. Apply at the Brisbane Steam Mills, Parramatta-street. 3174

WANTED, a man as Gardener, and his wife as Cook and Laundress. Apply to

MR. A. B. SMITH,
Sussex-street.
August 25. 3173

WANTED, a situation by a man and his wife: the former as Gardener, and the latter as Laundress; and would be willing to make themselves otherwise useful. The most satisfactory testimonials as to ability, &c., can be given on application to E. D., *Herald* Office, where communications will be immediately attended to. 3160

WANTED, in a small family residing a short distance from Sydney, two female servants, or a man and his wife without children; the one as house servant, the other as cook. Apply to Mrs. Tingcombe, Miller's Point, Sydney; or to Mrs. Watkins, Parramatta. 3178

TWO POUNDS REWARD.

THE above reward will be paid on the apprehension of John M'Cormick, he having absconded from the hired service of John Nicholson, Ship Builder, Manning River.

DESCRIPTION.

About five feet six high
Eighteen years of age
Complexion, fair
Trade, a carpenter

And formerly in the employ of John Cameron, ship builder, William's River.

I hereby caution any person or persons, from employing or harbouring the said John M'Cormick, a warrant having been issued for his apprehension.

2009 RICHARD DAWSON.

TWO POUNDS REWARD.

A PONY, white all over, with long tail and mane, branded W on near shoulder, JW off shoulder, having strayed from the residence of the Rev. Thomas Hassall, at Denbigh, Narellen, and supposed to have gone towards Bathurst, a reward of two pounds will be paid on delivery of the animal to J. A. Betts, Esq., Wilmington, near Windsor; the Rev. Thomas Hassall, Denbigh; or the Undersigned.

ROBERT M. CAMPBELL,
Wingello, Argyle.
August 24. 3153

LOST OR STOLEN, from the punt lying off Deloitte's Wharf, a BOAT, 18 feet 6 inches keel; 5 feet 6 inches beam; built by Carver; painted black outside, and lead colour inside.

Whoever returns her to Mr. Blaim, Patent Slip, shall receive One Pound reward. 3187

AUSTRALIAN HOTEL.

THE above first-rate and well established HOTEL is now TO LET; the present proprietor retiring with his family to England.

Possession could be given immediately.

Apply to
WILLIAM PERRY,
Executor to late W. Barnes,
Gas Hotel,
Kent-street North.
Sydney, August 20. 2916

WOOLLOOMOOLOO.

TO LET, the Cottage and Grounds late in the occupation of N. James, Esq., Enquire o

H. BELL,
1885 325, Castlereagh-street.

TO LET, a two-story House, situated on the Old South Head Road, immediately opposite the new Barracks, containing seven rooms, kitchen, coach-house, stables, servants' apartments, &c. Good well of water, and a commodious yard, securely enclosed. Apply to Mr. Watt, Tanner, Phillip-street, Sydney. 2966

TO BE SOLD OR LET,

THE Farm of Craigend, about 50 miles from Sydney, containing 1280 acres, 60 of which are cleared. There is an excellent dwelling-house on the property, of seven rooms, well finished and lofty, store, dairy, barn, huts, yards, and sheds, all in excellent order. The farm is well-fenced and watered and has an extensive back run. Altogether, forming a very complete homestead, suitable both for cultivation and the dairy, on a moderate scale.

Apply to Mr. Inglis, on the premises; or, to

ROBERT HOW AND CO.,
622 George-street.

TO BE LET, for one or three years, about 600 Acres of Land, situated near Singleton, Patrick's Plains (on which there is a reserve for a burying ground), lately the property of George Boyle White, Esq.

Offers will be received for the rental of the land at this Office till 7th September next.

Savings' Bank Office, August 26. 3.40

SALES BY AUCTION

NOTICE.

TO IRONMONGERS
PERFUMERS
DRUGGISTS
STATIONERS
COUNTRY STOREKEEPERS
AND
DEALERS.

MR. R. FAWCETT begs to call the attention of the above parties to his important unreserved sale by auction,

THIS DAY, 26TH INSTANT.

At eleven o'clock precisely. 3186

IMPORTANT SALE OF IRONMONGERY, TINWARE, NAILS, BRUSHWARE, PERFUMERY, &c.

Just Landed, ex Waverley.

WITHOUT ANY RESERVE.

MR. R. FAWCETT will sell by public auction, at his Sale Rooms, 481, George-street,

THIS DAY, 26TH AUGUST,

At half-past ten o'clock precisely,

One hogshead containing—
Tinned saucepans and covers, oval pots, tinned tea kettles, tinned deep stew pans, glue pots, fish kettles and strainers, square box mills, &c., &c.
One hogshead containing—
Tin tureens, dish covers in sets, oval tin tea-pots, patent tin coffee-pots, Britannia-metal tea-pots, japanned candlesticks, &c, &c.
One hogshead containing—
Round patent tea-pots, patent tin teapots, tin candlesticks, japanned candlesticks, dish covers, japanned spittoons, japanned coffee canisters, tea caddies, &c., &c.
One hogshead containing—
German silver table, dessert, tea, salt, and mustard spoons, German silver table and dessert forks, Britannia-metal table-spoons, soup ladles, &c.; iron table and tea-spoons, children's knives and forks, pewter syringes, metal pocket combs, gothic tea trays and waiters, tin plates, japanned bread trays, &c.
One case containing—
Stag slits, razor boxes, shaving boxes, shaving brushes, watch keys, rose oil, pungents, bone salt and mustard spoons, German shell and grailled side combs, shoe brushes, cloth brushes, hair brushes, tooth and nail brushes, German silver pencil cases, tooth picks, cigar holders, multum in parvo cards, &c.
One case containing—
Motto seals, ladies' companions, asskin note-books, leather cigar cases, backgammon boards, ivory combs, shoe-horns, horn spoons, pen-holders, coat links, mahogany and rosewood desks, 12 to 20 inches, honey, Bertram's fancy and other soaps in boxes
One cask, 1 inch lath nails
One ,, 1¼ inch shingling nails
Ten ,, 2 to 6 inch flat points
Three casks, 2 to 3 inch fine clasp nails
Three casks, 2 to 2½ inch flooring brads
Two casks, 8 and 9 lib. best horse nails
One cask, ⅜, ½, ⅝, and ¾ inch fine cut tacks.

Terms liberal, at time of sale. 2952

THREE HUNDRED AND TWENTY-SEVEN PACKAGES, OF CHINA GOODS,

EX "EMILY JANE," FROM HONGKONG.

MR. CHARLES NEWTON

HAS received instructions from the importer to sell by public auction, at his Rooms, on

FRIDAY NEXT, THE 28TH AUGUST,

At half-past ten o'clock precisely.

THREE HUNDRED AND TWENTY-SEVEN PACKAGES OF CHINA GOODS,

Comprising the most magnificent selection that has ever been submitted to public competition in this colony. The whole having been carefully selected in Canton by a competent buyer, are of the very best description.

Superb white embroidered crape shawls, in great variety
Ditto coloured ditto ditto
A splendid assortment of Canton handkerchiefs, in white and colours
Ditto ditto ditto scarfs
Ditto rich satin damasks, in crimson, gold, and blue
Ditto ditto camblets
Ditto ditto black and coloured satins
Ditto ditto silk handkerchiefs
Ditto ditto crimson figured pongees
Ditto ditto green mosquito gauze
Ditto ditto painted window blinds
Ditto 6-4 fancy China matting
Ditto 6-4 white ditto ditto
Ditto white and brown grass cloths
Ditto ditto grass cloth handkerchiefs
Ditto ditto checked and fancy silks
Very superior rich carved chessmen
Ladies' gold earrings
Ditto ivory card cases
Ditto work boxes filled with ivory
Nests of very superior camphor-wood trunks, covered with leather
Black and gold laquered tea caddies, assorted sizes, filled with the FINEST TEAS
Ditto ditto backgammon boards
Ditto ditto chess boards, inlaid ivory
Ditto ditto pearl and ivory card counters
Cases of preserved ginger and dried ditto
Ditto ditto chow-chow
Ditto ditto soy
Ditto ditto China hats, lined with green silk
Ditto ditto bamboo and rattan ditto
Ladies' and gentlemen's silk velvet slippers
Rich, plain, and printed crapes
Boxes of fireworks
Ditto ditto crackers
Ditto ditto toys
Ditto ditto China vases
Ditto ditto flower pots
Cases of China baskets
A splendid lot of paintings on rice paper
Ditto ditto ivory fans
Ditto ditto silk ditto
A beautiful lot of pearl fans
,, ,, of silk hand screens
Together with an immense variety of curiosities, &c., &c.

Mr. Newton, in directing the attention of the trade and the public generally to this highly important sale, would earnestly recommend all classes of buyers to be in early attendance, as such another opportunity is not likely again to occur of buying really choice and rare China goods.

Terms to the trade extremely liberal. 3183

IN THE SUPREME COURT OF NEW SOUTH WALES.

BETWEEN JOHN BAYLEY, PLAINTIFF, AND MICHAEL M'CARTNEY, DEFENDANT.

TO be sold by auction, at the Rooms of Mr. JOHN BLACKMAN, George-street, Sydney,

ON FRIDAY NEXT, THE 28TH DAY OF AUGUST INSTANT,

At the hour of 12 at noon,

By Mr. BLACKMAN, under and by virtue of a writ of *fieri facias*, lodged with the Sheriff of New South Wales, in this action,

All the estate, right, title, and interest, of the defendant in and to six Allotments of Land, more or less, situate in the township of Meriwa, Gammon Plains, on one of which said allotments is erected a house and premises, at present occupied by Mr. John Preferment, as a public-house, known as the Golden Fleece, and are rented from the defendant at £70 per annum.

Unless the said writ of *fieri facias* be previously satisfied.

Terms—Cash. 2982

TO BUYERS FOR NEW ZEALAND.

MR. CHARLES NEWTON

WILL Sell by Auction, at his Rooms,

ON FRIDAY NEXT, THE 28TH AUGUST,

At eleven o'clock precisely,

Nine bales superior 10-4 and 11-4 Witney blankets
Eight bales superior 9 4 and 10-4 diaper rugs.

Terms at sale. 3104

TO PAINTERS, GLAZIERS, BUILDERS, AND OTHERS.

TURPENTINE, LINSEED OIL, SHEET LEAD, NAILS, BUTTS, SCREWS, &c.

MR. BLACKMAN will sell by auction, at his Rooms, 489, George-street, on

THURSDAY,

At 11 o'clock precisely,

TO CLOSE AN ACCOUNT,

Diamond headed deck nails
Patent wrought nails, 1¼, 1½, and 2 inch
Brads, 12oz.
Turpentine in 3 and 5 gallon packages
Linseed oil
Rim locks, 7 and 8 inch
Brass butts, 3, 3½, and 4 inch
Sash fasteners
Wood screws
Sheet lead, No. 4, 6, and 7.

Terms at sale. 3127

WEDNESDAY, 26TH AUGUST.

TO GROCERS, WINE AND SPIRIT MERCHANTS, AND OTHERS.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte place,

THIS DAY, AUGUST 26TH,

At Eleven o'clock,

PREVIOUS TO THE SALE OF THE WATCHMAKER'S MATERIALS AND CUTLERY.

15 mats of sugar
18 bags of rice
10 hogsheads Tarragona wine
15 cases port wine
10 certificates brandy
4 barrels of raisins
1 case watch glasses, assorted lunettes, &c.
Quantity of razors, in cases
Gig harness, &c., &c.

Terms at sale. 3088

WEDNESDAY, 26TH AUGUST.

TO WATCHMAKERS, CUTLERS, TOBACCONISTS, DEALERS, AND OTHERS.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte-place,

THIS DAY, 26TH AUGUST,

At eleven o'clock,

EX "PENYARD PARK,"

One case cutlery, &c., containing,—
Balance-handle table knives and forks
Pearl and ivory pen and pocket knives—2, 3, and 4 blades
Steel snuffers and trays
Tea trays in sets, and waiters, and
Superior razors in cases
One case containing,—
Fancy Meerschaum pipes
One case watchmakers' materials, &c., consisting of,—
Springs, chains, gold and fine steel watch-hands, second hands, lunette glasses, watch keys, &c.

ALSO,

Superior time-pieces, and fine blue spectacles

Terms at sale. 3089

FRIDAY, 28TH AUGUST.

TO WINE MERCHANTS, PUBLICANS, AND BREWERS.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte-place,

ON FRIDAY, 28TH AUGUST.

At 11 o'clock,

NOW LANDING EX "DORSET."

25 hogsheads Jamaica rum
20 hogsheads superior B.P. rum
5 bales Kent hops

Terms at sale. 3184

THURSDAY, 27TH AUGUST.

2400 SHEEP,

WITH RIGHT OF A RUN,

Situated in the District of Darling Downs.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George street and Charlotte-place,

ON THURSDAY, 27TH AUGUST,

At 11 o'clock,

WARRANTED SOUND AND FREE FROM DISEASE,

500 Ewes, two years old, to lamb in September
500 Ewes, three and four years old, to lamb in September
200 Ewes, five to six years old, to lamb in September
1200 Wethers, two and three years old.

2400 Head, more or less.

Running at the Macintyre Brook, in the district of Darling Downs, 160 miles from Brisbane, Moreton Bay.

TOGETHER WITH

The Right of Run, about ten miles on a well watered creek, being about half the station where they are now running.

The run is capable of carrying from six to seven thousand sheep, and is near Captain Collins's Captain Pike's, and Messrs. Beattie and Taylor's stations.

Terms at sale. 2512

THURSDAY, 3RD SEPTEMBER.

1503 HEAD OF CATTLE 33 HORSES. FOR SALE,

WITH

LEASE OF THE ESTATE OF UNDERBANK, UPPER WILLIAM RIVER.

MR. SAMUEL LYONS has received instructions to submit to public competition, at his Rooms, corner of George-street and Charlotte-place,

ON THURSDAY, 3RD SEPTEMBER NEXT,

At Twelve o'clock,

478 Cows
118 Bullocks
230 Heifers
385 Steers
156 Bull calves
161 Heifer calves
11 Bulls
19 Working bullocks

1503 Head, as per return of 19th March, running at Underbank.

11 Mares
3 Fillies, 2 years old
1 Filly, 1 ditto ditto
2 Colts, 2 ditto ditto
3 Colts, 3 ditto ditto
2 Saddle horses
3 Aged horses
1 Donkey
7 Foals

33 Horses, as per return of January last, running at Underbank.

The purchaser of the above lot of cattle will have the option of leasing at a low rental, for five years from the date of delivery,

THE MAGNIFICENT ESTATE OF UNDERBANK,

consisting of 8320 acres of purchased land, and commanding the run of the Upper Valley of the William River, with the right to purchase the estate at any period during the lease, at a price now to be agreed on.

The stock are of a very superior description, and have been improved by the purchase of imported bulls; and it is rarely that an opportunity of investment is submitted to the public under such advantages.

Terms at sale. 2451

THIS DAY, 26TH AUGUST.

DAMAGED FLOUR,

EX "TENESSARIM," M'KENZIE, MASTER, FROM HOBART TOWN.

ON ACCOUNT OF WHOM IT MAY CONCERN.

MR. SAMUEL LYONS will sell by auction, at his Mart, corner of George-street and Charlotte-place,

THIS DAY, 26TH AUGUST,

At half-past ten o'clock,

D. 57 bags flour, 5 7-10 tons,
Damaged, ex *Tenessarim*, from Hobart Town.

Terms at sale. 3185

TUESDAY AND WEDNESDAY, 1ST AND 2ND SEPTEMBER.

MR. SAMUEL LYONS has received instructions from Mr. David Davies, on account of his retiring from business, to sell by auction,

At the Australian Hotel,

Lower George-street, near the Queen's Wharf,

ON TUESDAY AND WEDNESDAY, 1ST AND 2ND SEPTEMBER,

At Eleven o'clock,

The whole of the Household Furniture, China, glass, and crockeryware, &c., &c.
Horses, gig, saddles, harness, &c.

ALSO,

The bar fittings, stock-in-trade, and the LICENSE OF THE

AUSTRALIAN HOTEL,

☞ Catalogues are in preparation, and may be had at the Mart, three days previous to the sale.

Terms at sale. 2802

BUILDERS, ARCHITECTS, ARTISTS AND OTHERS.

MR. SAMUEL HEBBLEWHITE would call particular attention of professional men and the admirers of the Fine Arts, to his sale on

THURSDAY EVENING NEXT,

At half-past six o'clock,

OF SPLENDIDLY ILLUSTRATED, ORNAMENTAL, AND USEFUL WORKS, SUPERIOR TO ANY OFFERED IN THE COLONY FOR SOME YEARS, AMONGST WHICH WILL BE FOUND—

Brown's Domestic Architecture, with Instructions for laying out grounds, and diagrams and exemplars of various styles, and 65 plates, folio
Alexander Fletcher's Works, and Henry's Bible, with notes and illustrations
Johnson's Dictionary, with several hundred botanical, chemical, architectural, geographical, and astronomical examples
Shakspeare's and Burns's Works, steel illustrations
Finden's Views of all the Ports and Harbours of Britain
Hinton's and Robertson's America, with drawings taken on the spot
History of Essex
Views of Ancient and Modern Jerusalem
England, Ireland, Scotland, Canada, Switzerland, Holland, Belgium, and Germany, illustrated
Captain Ross's last Voyage to the Polar Regions
Walks about Jerusalem, (with maps and plates)
Pictorial England
Life of Peter the Great, 400 plates
Castles and Abbeys of England
Universal Gazetteers
Willis's Pencillings
Cunningham's Gallery
With a quantity of Virtue's Embellishments for Scrap Books and Albums.

The whole will be sold without reserve.

Catalogues can be had at the Auctioneer's, 450, George-street.

Terms, cash 3004

NEW AND ELEGANTLY BOUND BOOKS.

JUST LANDED, EX "WAVERLY."

MR. SAMUEL HEBBLEWHITE will sell by auction, at his Rooms, 450, George-street, four doors south of the Post Office, on

THURSDAY EVENING NEXT,

At half-past 6 o'clock precisely,

Two cases of well-selected modern and standard works, amongst which will be found

Brown's Domestic Architecture, Sturm's Reflections, Lamartine's Holy Land, Landscape Wreath, Partington's London, Burns's Works, Stebbing's Primitive Church, Universal Gazetteer, Burnet's Medical Adviser, Holland and Belgium, Butler's Lives of the Saints, Castles and Abbeys of England, Rev. J. Newton's Works, Shakspere's Works, Buffon's Natural History, Doddridge's Family Expositor, Wesley's Testament, Every Man His Own Attorney, Pictorial History of England, Captain Ross's Last Expedition, Memoirs of D. O'Connell, Esq.; Boxiana, Life in London, Hawker's Historical Extracts, News from the Invisible World, Village Dialogues, City of Magyar, Ancient and Modern Jerusalem, Ports and Harbours of Britain, Fletcher's Family Devotions, Henry's Family Bible, Hinton's America, Drawing Book, England, Canada, America, and Germany Illustrated; People's Music Book, by Turtle and Taylor; Locke's Works, Robertson's America, Gipsy Chief, Fisher's Daughter, Gipsy Mother, Thaddeus of Warsaw.

ALSO,

A variety of steel engravings

Catalogues can be had of the Auctioneer on Tuesday morning, when the whole will be on view.

Terms—Cash. 2948

LAURIE'S INTEREST TABLES.

MR. SAMUEL HEBBLEWHITE will sell by auction, at his Rooms, 450, George-street, four doors south of the Post Office, on

THURSDAY EVENING NEXT,

At half-past six o'clock,

(SAME EVENING AS THE BOOKS AND ENGRAVINGS,)

A few copies Laurie's Interest Tables, latest edition, containing the most comprehensive tables of interest, commission, and brokerage yet published. 3168

IN THE SUPREME COURT OF NEW SOUTH WALES.

SEMPILL *v.* STIRLING, CHAIRMAN, &c.
STIRLING, CHAIRMAN, &c., *v.* SEMPILL.

MR. MORT

WILL sell by auction, at his Rooms, in George-street,

THIS DAY, WEDNESDAY, THE 26TH AUGUST,

At twelve o'clock precisely,

On behalf of the Sheriff of New South Wales, acting in obedience to the writs of *Fieri Facias*, issued in the above causes, all the right, title, and interest of the plaintiff Hamilton Collins Sempill, to or in all that piece or parcel of land in the colony of New South Wales, containing by admeasurement five hundred and sixty acres, be the same more or less, situated in the county of Durham, and parish unnamed, at Moonan, on the Upper Hunter, bounded on the east by the first section line east of the junction of Bell's Brook with the River Hunter, being a line eigthy-six chains south, on the south by a line eighty chains west, on the west by the section line forty-six chains north, and on the north by the River Hunter, to the section line above its junction with Bell's Brook.

The above described land was granted by the Crown to the said Hamilton Collins Sempill, by deed poll dated 11th day of August, 1841.

TERMS:

Cash on the fall of the hammer.

For further particulars apply to the Auctioneer, or to Messrs. Holden, Chambers, and M'Carthy, Solicitors, King-street, Sydney. 3198

MR. GEORGE SEYMOUR, Auctioneer, in returning thanks to the public for the liberal patronage received since his commencement in business, begs leave to announce to his friends and the public in general, that on Wednesday next, precisely at twelve o'clock, he will hold a public auction, at his Mart, the Bull's Head, George-street, immediately opposite the Market-place, upon which occasion he will offer to the public a very superior selection of gigs, carriages, and saddle horses, amongst which are several thorough-bred entire horses, well adapted to improve the studs of gentlemen breeding for the Indian market.

Any person wishing to dispose of horses, carriages, or other property, may avail themselves of this opportunity, by forwarding them to the Mart, with their instructions, which shall be minutely attended to.

Cash advanced on all property intended for immediate sale.

From henceforth sales will be held on every Wednesday, at the above Mart. 3082

MOST VALUABLE CITY PROPERTIES.

BY ORDER OF THE MANAGERS AND DIRECTORS OF THE BRITISH AND COLONIAL BANK AND LOAN COMPANY.

TERMS, 15 PER CENT. CASH DEPOSIT ON THE FALL OF THE HAMMER, AND THE RESIDUE MAY REMAIN UPON MORTGAGE OF THE PROPERTY FOR A TERM OF YEARS AT SEVEN AND-A-HALF PER CENT. INTEREST.

MR. MORT

Has received instructions to sell by public auction, at his Rooms, George-street,

THIS DAY, WEDNESDAY, AUGUST 26,

At 12 o'clock,

LOTS 1 TO 3.

ALL THOSE THREE most valuable Dwelling Houses situated in Kent-street, almost immediately opposite to the Gas Company's Works, and bounded at the rear by the wall of the Military Hospital, overlooking Cockle Bay, Balmain, Pyrmont, Darling Harbour, the Parramatta River, North Shore, &c.

The extensive area which these buildings occupy is very elevated, and consists of one solid bed of the very best building stone in the colony.

Lot 1 has a depth of about 102 feet, by a width varying from 48 to 58 feet.
Lot 2 has a frontage of 25 feet 9 inches, by a depth of about 97 feet.
Lot 3 has 26 feet 3 inches frontage, and is about 94 feet deep.

☞ The houses are all in the occupation of most respectable tenants, lot 1 producing a rental of £52 per annum, and lots 2 and 3 £26 each per annum. In addition to the advantages of a steady rental, the Auctioneer would call particular attention to the great value of the stone in this central part of the city,—this block being about the only available place for quarrying within a considerable distance of the town.

AFTER WHICH,

LOT 4,

(As per plan lot 1). The Black Dog public-house, situate at the corner of Gloucester-street and Essex-lane, having frontage to the former 60 feet 3 inches, and to the latter 44 feet 5 inches. The house is large and roomy, and has ample accommodation for carrying on an extensive business.

The view from these premises is not to be surpassed, embracing as it does, the whole of Port Jackson, the Heads, Botany, Newtown, Parramatta Road, Government House, Domain, Woolloomooloo, and nearly the whole of the city, whilst the populous neighbourhood surrounding this excellent stand, is of itself a sufficient assurance that if properly conducted a first-rate and lucrative business may be carried on.

The present rental s merely nominal, viz., £100 per annum.

LOT 5

(As per plan lot 2), a block of highly valuable building land, separated from lot 1 by a passage 4 feet wide; it has a frontage to Gloucester-street of 36 feet 8 inches, by an average depth of 85 feet 6 inches.

LOTS 6 TO 9.

(As per plan lots 3 to 6). Four dwelling houses, each with a frontage of 14 feet to Essex-lane, by a depth of about 60 feet, and a passage 4 feet wide in the rear, leading into Gloucester-street; these houses are sub-let to different families, but are out of repair.

LOT 10

(As per plan lot 7) has a frontage to Essex Lane of 30 feet by a depth of 50 feet 6 inches, with right of side entrance by a 5 feet passage into Essex Lane. This lot has sundry buildings upon it, occupied by weekly tenants.

LOTS 11 AND 12.

(As per plan 8 and 9.) Two plots of land in a first-rate position, with various buildings thereupon. Each lot has a frontage to Cumberland-street of 17 feet by a depth of about 48 feet, with back entrance leading into Essex-lane.

LOT 13.

(As per plan lot 10.) A corner pece, with butcher's shop upon it, having a frontage into Cumberland-street of 17 feet by a depth of 50 feet facing into Essex-lane, and a five foot passage in the rear.

N.B.—Plans of the above desirable properties are at the Rooms, where any further information can be obtained.

TERMS as above stated, viz., 15 per cent. cash deposit, and the residue on mortgage at 8½ per cent. per annum.

TITLES UNEXCEPTIONABLE. 3200

SHEEP AND STATION AT LIVERPOOL PLAINS.

MR. MORT

HAS been instructed to sell by public auction, at his Rooms, George-street,

THIS DAY, WEDNESDAY, AUGUST 26,

At Twelve o'clock,

The following lot of Sheep, viz.:—

1063 Breeding Ewes, from 3 to 7 years old, to lamb in September
621 Ditto ditto, from 2 to 4 years old, to lamb in October
951 Ewes of various ages
355 Maiden Ewes
595 Wedders, from 18 months to 3 years old
307 Young Wedders
300 March Lambs
118 Choice Rams

4310 Head,

These sheep have been crossed by rams from the flocks of Lord Western, as well as from the prime flocks of the Australian Agricultural Company, and those of Mr. Bettington, and the wool is of the finest description, always commanding a high price in the London market.

The purchaser of the above flocks will have the right transferred to him of the valuable station on which the sheep are depasturing, known as

BORO CREEK STATION,

in the district of Liverpool Plains, a chart of which is on view at the Auctioneer's Rooms. It is distant from Tamworth about 40 miles, and is on the road leading to the Big River and M'Intyre districts; is supplied with water by the fine creek which intersects it, and which winds from 10 to 12 miles through large flats clothed with grass in the driest seasons, thereby affording (with the assistance of the luxuriant feed on the fine open ridges) ample pasturage for from

10,000 TO 12,000 SHEEP.

The improvements are greater than are generally found. They consist of a substantial cottage for the overseer, containing rooms and a store, huts for the shepherds, garden planted with fruit trees, stock-yard, sheep yards and hurdles; and at each of the out-stations a substantial hut has been erected.

TERMS—Twenty-five per cent. cash deposit on the fall of the hammer, and the balance by an approved bill at six months' date from day of sale. 3199

THE IMPORTED ENTIRE HORSE PHŒNIX.

IMPORTED BY MR. HILL, AND SOLD TO MR. ROUSE FOR £800, AND NOW DISPOSED OF ONLY FOR A CHANGE OF BLOOD.

MR. MORT

Will sell by public auction, in the Yard, at the rear of his Rooms,

ON SATURDAY, 29TH AUGUST,

At half-past twelve precisely,

THE well-known and much admired imported Stallion

PHŒNIX.

Phœnix is a beautiful bay, with black legs and full of bone, stands 16 hands high, with superior action, and free from all natural blemishes.

Phœnix was got by Young Phantom, dam by Admiral, (whose sire was General Benefit) grandam by Mr. Jonathan Smith's horse, of Leven Carr, (which was supposed, in his day, to be one of the first coach horses in the country); great-grandam by Old Rainbow, great-great-grandam by Old Clothier.

Mr. J. Smith's horse was got by Mr. Stephenson's horse, of Cherry Burton, his dam by Mr. Bell's noted horse Leckonfield, whose stock was well known. Mr. Stephenson's horse of Cherry Burton, and Mr. Agar's Rainbow were got by Mr. Dunsley's noted Old Horse, and were allowed to be two of the best Coach-horse getters in their day.

Young Phantom was got by Phantom, winner of the Derby in 1811, and sire of Cedrick and Cobweb, winners of the Derby and Oaks in 1824, and of Middleton, winner of the Derby in 1825; dam Emmeline, winner of the Claret in 1821, by Waxy, sire of Webb, Woful, Wire, Whisker, &c.

Phœnix obtained the premium at Beverly in 1839, given by the East Riding Agricultural Society to the best stallion for getting coach horses, beating five others.

May be seen at the Stables of Messrs. Jones and Dixon, York-street.

Terms at sale. 3201

ENTIRE HORSE, "BUGLE."

MR. MORT

Will sell by public auction, in the yard at the rear of his Rooms, George-street, on

SATURDAY, 29TH AUGUST,

At half past twelve o'clock,

THE Entire Horse, "Bugle," by Trumpet, out of Sorceress, by Bay Camerton, Sorceress out of Gypsy, by Model.

Bugle is seven years old, dark brown, without any white, stands seventeen hands one inch, with immense bone and power, and warranted quiet in saddle and harness.

He may be seen, prior to the sale, at the Stables of Mr. T. E. Jones.

Terms at sale. 3202

THE PYRMONT HOTEL, ALSO, ALLOTMENT ADJOINING THE HOTEL.

MR. MORT

Is instructed to sell by public auction, at his Rooms, George-street, on

FRIDAY, THE 4TH SEPTEMBER,

At twelve o'clock precisely,

The valuable property known as the

PYRMONT HOTEL,

situated at the junction of John-street with the main road from Sydney running through the Ultimo Estate to Pyrmont.

The above is in every way adapted, from the very eligible position which this building occupies, and its ample accommodation for the purposes to which it is now adapted there can be little doubt but it will continue an improving property. It is built of stone, in excellent order, and at present let to Mr. Barrie at the low rate of £52 per annum.

The building allotment adjoining the above has a frontage to the main Sydney Road of 38 feet by a depth of 52 feet.

The whole property has a most beautiful look-out, commanding a magnificent view of the scenery in Johnson's Bay, Cockle Bay, and overlooking the city. The ferry is close to the inn.

Terms at sale—Title unexceptionable. 3204

THOROUGH-BRED ENTIRE HORSE, PRESIDENT.

MR. MORT

Will sell by public auction, in the Yard at the rear of his Rooms, George-street, on

SATURDAY, 5TH SEPTEMBER,

At half-past 12 o'clock,

THE THOROUGH-BRED ENTIRE HORSE

PRESIDENT,

rising six years, colour a rich dark brown.

By Emigrant, imported by W. Lawson, Esq., M.C.; out of Lady Emily, imported by Henry Bayley, Esq., Lady Emily by Manfred, dam by Don Cossack, grand-dam Tris by Brush, great-grand-dam by Herod, [out of Lister to Doctor, by Goldfinder.

Emigrant by Tramp, out of Blucher mare. Vide Stud Book, p. 34. Dam by Camillus, g. dam by Gabriel, g. g. dam by Pot-8-os, out of The Flyer, by Sweetbrier.

President won the two-year old Stakes at Windsor, in July, 1842, and ran second to Marchioness for the two-year old Stakes at Homebush, September, 1842.

Terms at sale. 3203

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36 REALLY VALUABLE CITY ALLOTMENTS.

SITUATED ON THE BRICKFIELD HILL, OPPOSITE THE OLD TALBOT INN.

TERMS.—20 per cent. cash deposit on the fall of the hammer, and the residue bill at three years' date, dated from day of sale, and secured upon the property.

MR. MORT

Is instructed to sell by public auction, at his Rooms, George-street,

ON THURSDAY, 10TH SEPTEMBER,

At 12 o'clock precisely,

36 MOST Valuable Allotments of the celebrated

WENTWORTH ESTATE,

And shown on the plan now at the Rooms as follows:—

LOT 12—Having a frontage to George-street of 20 feet by a depth of 75 feet, and reserved street at the rear.
LOT 13—Having a similar frontage of 20 feet, by a depth of 86 feet 6 inches, with the same street reserved at the rear.
LOTS 14 to 31—Varying in frontages from 11 to 22 feet each to a reserved street leading from George-street.
LOTS 32 to 47—Having frontages of 16 to 19 feet each to a reserved street leading from George-street.

☞ On reference to the property (a plan of which may be seen at the Rooms) its position will be found most eligible.—Builders, Mechanics, Tradesmen, and Speculators, should be on the alert, as this is one of the few remaining properties which can be disposed of in the above way—as the terms are extremely liberal, as shown above, and the

TITLE IS UNEXCEPTIONABLE. 3205

MR. H. A. GRAVES will sell by auction, on the premises of the Rose Cottage public house, Balmain, on

THURSDAY, 27TH AUGUST, 1846

At Eleven o'clock precisely,

A publican's general license
Bar fittings and utensils; together with a quantity of furniture, and sundry other articles. 3143

WEDNESDAY, 26TH AUGUST.

MR. STUBBS will sell by auction, at the Mart, King-street,

THIS DAY, 26TH AUGUST,

At eleven o'clock,

A very complete and perfect Mail Coach, together with several Carriages, Gigs, Carts, Drays, &c.

Terms—Cash. 3042

WEDNESDAY, 26TH AUGUST.

VILLAGE OF KENSINGTON, CITY OF ADELAIDE, PROVINCE OF SOUTH AUSTRALIA,

NEAR THE GLEN OSMOND MINES.

MR. STUBBS is instructed by the owner, to sell by public auction,

THIS DAY, AUGUST 26,

At the Mart, King-street,

At half-past eleven o'clock precisely,

Six Allotments of Land in the Village of Kensington, South Australia, as per Deed of conveyance, to be seen at the Mart.

The whole without reserve.

Terms.—Cash, on the fall of the hammer. 3040

WEDNESDAY, 26TH AUGUST.

MR. STUBBS will sell by auction, at the Mart, King street,

THIS DAY, THE 26TH AUGUST,

At eleven o'clock,

A quantity of Stores, consisting of about—
5 Tons Sugar
8 Ditto superior Rice

ALSO

Pork, Tobacco, Thumb Blue, &c., &c.

Terms—Cash. 3043

WEDNESDAY, AUGUST 26.

POSITIVELY FIXED FOR NEXT WEDNESDAY.

IMPORTANT TO CAPITALISTS, TRUSTEES, EXECUTORS, GUARDIANS, AND MONIED MEN REQUIRING REAL GOOD INVESTMENTS.

All that Elegant Dwelling-house and complete suite of Offices in the rear adjoining the New Congregational Chapel, and the excellent premises next door, being Nos. 170 and 172, Pitt-street.

BY MR. STUBBS.

MR. STUBBS is favoured with instructions from the proprietor to advertise and sell by public auction, (preparatory to his departure for England),

THIS DAY, AUGUST 26, 1846,

On the Premises,

Near Park-street,

At twelve o'clock precisely,

LOT 1.—ALL THAT ELEGANT TOWN-HOUSE, formerly occupied by Captain Innes, P.M., being No. 170, Pitt-street, replete with every superior accommodation, both above and below, and the object of universal admiration for its architectural beauty.

The capital apartments of this handsome edifice will be found on the first floor, the front rooms of which can be converted into one large ball or drawing-room, by throwing open the folding doors which at present divide them; at the back there are two delightful summer bed-rooms, with an eastern aspect, elevated, dry, and particularly healthy.

The upper floor is appropriated to the uses of the nursery.

The private entrance from the promenade in Pitt-street ushers you into a very neat parlour on the street floor, and the breakfast-room at the back, furnishing a complete suite of eight gentlemanly rooms.

The premises and out offices in the rear are entered by a fine arched carriage-way from Pitt-street, and are throughout in keeping with the mansion, viz.: kitchen, fitted with pump and fine water, very complete; coach-house, granary, harness-room, laundry, chaise-house, stable, all stone-broached permanent buildings, and flagged yard.

LOT 2.—ALL THOSE CAPITAL TOWN PREMISES, No. 172, Pitt-street, adjoining the above, having four good family rooms on the ground floor, and four bed rooms above, detached kitchen, with large shed and extensive yard, the whole standing upon an area of land, having

56 FEET FRONTAGE TO PITT-STREET,

By upwards of

100 FEET IN DEPTH.

TERMS LIBERAL.—Viz.: 25 per cent. cash deposit, and the residue at three and six months, without interest.

TITLE—FIRST RATE. 3039

TUESDAY, SEPTEMBER 1.

SALE BY PUBLIC AUCTION

AT ERMINGTON,

PARRAMATTA RIVER,

The Residence of S. H. Marsh, Esq., previous to that gentleman's departure for Europe, via India.

NOTE.—A neat wherry will be in attendance at the Ermington Pier, to receive ladies and gentlemen from the Parramatta steamers during the morning and mid-day trips.

MR. STUBBS is favoured with instructions, to sell by public auction, on

TUESDAY NEXT, 1ST DAY OF SEPTEMBER, 1846,

Sale at 12 o'clock precisely,

AT ERMINGTON,

The whole of the household furniture and effects of S. H. Marsh, Esq., comprising, lounging, cane bottom, and other chairs, sofa, loo, dining and dressing tables, superb sideboard, sofa, handsome rosewood bedstead, bed, curtains, valence en suite, splendid wardrobe, washstands, toilette glasses, carpet, French bedstead and bed furniture, glass, crockery, fenders, fire irons, chimney ornaments, &c.

ALSO,

Handsome cabinet pianoforte, new pianoforte music, Canterbury salts, pianoforte wire, &c.

Kitchen utensils, garden and other implements, garden roller, chaff-cutter, &c., &c.

HORSE STOCK.

LOT 1.

Persiani, a thorough-bred mare, by "St. John," out of a Hector mare, grand-dam by "Emigrant," and now in foal to Sir Charles; colour, bright chestnut, only five years old.

LOT 2.

Excellent draught or back mare, in foal to Sir Charles.

LOT 3.

Capital saddle mare.

LOT 4.

"Gohanna" colt, colour grey, three years old.

LOT 5.

Handsome "Goldfinder" colt, three years old,

LOT 6.

One gig horse, very quiet, will be sold with a very excellent outside Irish jaunting car.

HORNED CATTLE.

1 Very superior Devon bull
30 Excellent milking cows, all quiet, and broke in to bail.

ALSO,

An excellent boat, with sails, &c.

The sale will commence with the milking herd at twelve o'clock precisely, and the furniture at one ditto.

THE WHOLE WITHOUT RESERVE.

Terms—Cash. 3171

THURSDAY, 27TH AUGUST.

HANDSOME HOUSEHOLD FURNITURE,

AT STEWART'S FURNITURE BAZAAR, CORNER OF PITT AND BATHURST STREETS. OFFERING THE BEST OPPORTUNITY POSSIBLE TO THE CITIZENS TO REPLACE THEIR OLD STOCK.

MR. STUBBS is instructed to sell by auction, on the Premises, corner of Pitt and Bathurst streets, on

THURSDAY NEXT, 27TH DAY OF AUGUST, 1846,

Sale at 11 o'clock precisely,

Handsome drawing-room, dining-room, and other household furniture, consisting of loo, dining, Pembroke, and ladies' dressing tables, chairs, neatly carved and seated, sofa, four-post bedsteads, wardrobes, drawers, book-cases, cheffoniers, ottomans, and a great variety of articles for the convenience of families going into house-keeping.

Terms—Cash.

Sale to commence at 11 o'clock precisely. 3170

POSTPONEMENT OF SALE.

THE Sale at Bungarrabbee stands postponed until Friday next, the 28th Instant. 2997

SALE AT BUNGARRABBEE.

JAMES BYRNES will sell by auction, at the Depôt of the H.E.I. Company, on

FRIDAY, THE 28TH INSTANT,

A quantity of well-selected household furniture
One carriage
One Calcutta buggy
One gig and harness
Ten horses
Seven working bullocks
Three cows
One spring cart
One common cart
Two water carts
One bullock dray, yoke and chains
One chaff cutter (horse)
One ditto ditto (hand)
Together with all kinds of farming implements, &c., &c., &c., which may be inspected the day previous to the sale.

For further particulars, see catalogue. 2117

PRELIMINARY NOTICE.

24,000 SHEEP
3,800 HEAD OF CATTLE
32 HORSES

THE MOST IMPORTANT SALE OF

STOCK,

EVER OFFERED AT ONE TIME IN AUSTRALIA FELIX.

MR. GEORGE S. BRODIE has the honour to announce, that he has received instructions from Mr. H. W. Mason, Trustee, under an appointment, dated 9th August, 1842, to submit to public competition, on an early day, due notice of which will be given, at his Rooms, Elizabeth-street, Melbourne.

The whole of the valuable Stock and Stations, in the estate of Messrs. Watson and Hunter, consisting of—

24,000 Sheep
3,800 Head of Cattle
32 Horses

Full particulars of which, as to sexes, age, &c., will be given in a future advertisement. 3154



TO COVER THIS SEASON,

THE full-blood Horse "PELHAM," bred by Helenus Scott, Esq., of Glendon. Pelham is a golden bay, stands fifteen hands one inch high, now four years old, of great bone, good action, and fine temper; he is own brother to Peri, got by Dover, out of Pamela, (sister to Mentor), by Toss; g. d. Penelope, bred by Lord Exeter, vide Stud Book, vol. 4, p. 511, "1827; b.f. by Phantom, out of a Woful mare; g. d. (Zealot dam), by Rubens."

Terms—£2 12s. 6d. for common, and £5 5s. for thorough bred mares. N.B.—Those mares sent which have previously had foals not breeding this season will be covered gratuitously next year.

Good accommodation and every care taken, but no responsibility incurred.

BENJAMIN SAMUDA,
Abbotsbury, Western Road.

August 5. 2161

TO STAND AT FLEURS,

NEAR ST. MARY'S, SOUTH CREEK,

THE beautiful THOROUGH-BRED horse VANISH, winner of the gold medal at the last West Cumberland Agricultural Show. Terms, three guineas per mare, groomage included. There are secure paddocks for the mares, and all care will be taken of them, but no responsibility incurred. Vanish is by Peter Finn, out of Fairy (imported) by Phantom, grand-dam by Walton, great-grand-dam by Sir Peter Teazle, great-great-grand-dam by Eclipse. 3150

TO STAND THIS SEASON,

AT ALBERT VALE, NEAR GUNNING,

THE thorough-bred Horse YOUNG TROSS, out of a Camerton mare; sire, imported in 1839, the well known and celebrated English stallion Tross: for pedigree, see Stud Book. Young Tross is now coming five years old, of a handsome dappled iron grey, possessing good temper, bone, symmetry, and action unrivalled, stands 16½ hands high.

Terms, for one mare, £1 12s. 6d.; for two or more mares belonging to one owner, £1 7s. 6d. only will be charged.

ALSO,

CHAMPION,

Grand sire of Champion, the English imported draught stallion George the Fourth, whose serviceable merits are so well known that they require no comment. Dam by Tom of Lincoln, grand dam, a Clydesdale mare; Champion stands 16½ hands high, is three years old, and of a rich jet black, remarkably quiet, possesses great bone, power, and symmetry, has been broken in, and works well in harness.

Terms, £1 2s. 6d., groomage included, for each and every mare; punctuality in attendance will be an invariable rule. Good paddocks provided with abundance of grass and never-failing pure run of water; but the proprietor will not be responsible for accident or losses.

Payments to be made on or before the 1st January, 1847. No mare to be removed until paid for; every mare remaining after that date will be charged for at the rate of two shillings per week.

PETER BEST.

August 17. 2777

"CANTATOR."

THE thorough-bred imported horse CANTATOR will stand this season, at Eagle Vale, near Campbelltown, the estate of R. P. Jenkins, Esq., J.P.

PEDIGREE.

"Cantator" by Rubini, by St. Patrick, dam, Phantassima, by Phantom. All further particulars can be had at Eagle Vale.

Cantator is a bright bay, stands very nearly 16 hands high, and is very generally and justly admired, and his stock equally so.

Terms.—For one mare, four guineas; for two or more, three and a half guineas each, groomage five shillings.

Every attention will be paid to mares, but no risk incurred.

Payment to be made by 1st January, 1847, and before the removal of the mares.

Bangus, Murrumbidgee,
15th August. 2775

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